IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FOURTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE**

**and**
**THE HON'BLE SRI JUSTICE G.CHANDRAIAH**

**WRIT PETITION NOs.**

**16365, 16578, 16607, 16677, 16895, 17367, 17392, 17745, 17826,17902, 17972, 19238, 19247, 19534, 20009, 20132, 20219, 20803, 20879, 23382, 23391, 23676, 23685, 24021, 24808,**

**27287 of 2003**

**and**

**1035, 1293, 1463, 2103, 4003, 4935, 6881, 7085, 7464, 7691, 10515, 12213, 12442, 13732, 14466, 16383, 20185 of 2004**

**WRIT PETITION NO : 16365 of 2003:**

Between:

1 M/s. Soujanya Par Boiling Industries, H.No. 4-2-29, Venkatagiri Road, Khammam, rep. by its Managing Partner, Atmakuri Ramaswamy
2 M/s.Sai Laxmi Par Boiled Rice Industries Nelakondapally, rep. by its Managing Partner, Gella Jagan Mohan Rao
3 M/s. Bhavani Par Boiled Modern Rice Mill Nelakondapally, rep. by its Managing Partner, Vangaveti Rama Rao
4 M/s. Sri Sai Ram Par Boiled Modern Rice Industry, Nelakondapally, rep. by its Managing Partner, Kotha Janardhan Rao
5 M/s. Laxmi Srinivasa Parboiled Rice Mill Nelakondapally, rep. by its Managing Partner, Devisetty Veerabhadram

6 M/s. Anjani Nutritious Industries Thanikella,
rep. by its Managing Partner, B. Ramakrishna
7 M/s. Balaji Boiled Rice Mill, Sudimalla, Yellandu,
rep. by its Managing Partner, R. Jugul Kishore Khandelwal
8 M/s. Mittapalli Narayana & Co., Khammam,

rep. by its Managing Partner, Mittapalli Muralikrishna
9 M/s. Mahalaxmi Trading Corporation, Khammam,

rep. by its Managing Partner, Kuruvella Rama Rao
10 M/s. Om Sri Laxmi Parboiled Rice Industries, Khammam,
rep. by its Managing Partner, K. Satyanarayana

11 M/s. Sri Vijayalaxmi Parboiled Industry, Wyra,

rep. by its Managing Partner, Dodda Koteswar Rao
12 M/s. Sri Venkata Sai Raghavendra Rice Products, Khammam,
rep. by its Managing Partner, V. Laxmi Narayana
13 M/s. Sri Rama Modern Parboiled Rice Mill, Khammam,
rep. by its Managing Partner, B. Rajeswar Rao
14 M/s. Sri Raghavendra Modern Parboiled Industry, Khammam,
rep. by its Managing Partner, B. Rajeswar Rao
15 M/s. Dhanya Laxmi Trading Company, Khammam,
rep. by its Managing Partner, V. Rangaiah
16 M/s. Sri Vyshnavi Rice Products, Khammam,

rep. by its Managing Director, K. Bhagiradh
17 M/s. Shanthi Parboiled Drying Plant, Khammam,

rep. by its Managing Partner, Maddineni Kotaiah
18 M/s. Vasundhara Parboiled Modern Rice Mill, Khammam,
rep. by its Managing Partner, Ch. Satyam Babu
19 M/s. Venugopal Balaji Trading Company, Khammam,

rep. by its Managing Partner, R. Om Narayana
20 M/s. Vijayalaxmi Modern Parboiled Drying Plant, Khammam,
rep. by its Managing Partner, Devatha Raja Rao
21 M/s. Vijayalaxmi Rice Industries, Khammam,

rep. by its Managing Partner, G. Umamaheswar Rao
22 M/s. Sri Laxmi Prasanna Rice Industry, Khammam,

rep. by its Managing Partner, Chenna Rama Rao
23 M/s. Laxmi Satyanarayana Swamy Parboiled Modern

Rice Mill, Khammam, rep. by its Managing Partner, K. Thirumala Rao
24 M/s. Sri Rajyalaxmi Rice Mill (Parboiled), Khammam,
rep. by its Managing Partner, Ch. Narasimha Rao
25 M/s. Ushasri Parboiled Modern Rice Mill, Khammam,

rep. by its Managing Partner, Pendyala Venkateswarlu
26 M/s. Krishna Arjuna Parboiled Rice Mill (P) Limited, Khammam,
rep. by its Managing Director, G. Venkateswarlu

**.....** PETITIONERS

AND

1 The Government of Andhra Pradesh, rep. by its Secretary,
Law & Legislative Affairs, Secretariat, Hyderabad

2 Government of Andhra Pradesh, rep. by its Secretary,
Food & Agriculture (Marketing) Department,
Secretariat, Hyderabad

3 The Director of Marketing, Government of Andhra Pradesh,
Hyderabad

4 The Agricultural Market Committee, Khammam,
rep. by its Special Grade Secretary

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to declare the action of the respondents in identifying the rice as agricultural produce for purpose of levy of market fee under the provisions of A.P. Agricultural (Produce and Live Stock) Market Act, 1966 as arbitrary and illegal by issuing appropriate writ of mandamus or direction and further direct the respondents not to insist the petitioners to pay market fee on rice milled out of paddy, if necessary for granting a declaration that rice is not an agricultural produce within the meaning of A.P. Agricultural (Produce and Live Stock) Market Act, 1966.

**Counsel for the Petitioner: MR.M.V.S.SURESH KUMAR**

**Counsel for the Respondents 1 to 3:G.P.FOR AGRICULTURE**

**Counsel for Respondent NO.4:MR N.RAMACHANDRA RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 16578 of 2003**

Between:

1 M/s. Laxmi Venkataramana Binny Rice Mill rep. by its by its Managing

Partner S.Mallesam S/o Pentaiah, Dhanoora Village, Tekmal Mandal,
Medak District.

2 Sri Rajeswari Traders Mambojipally rep. by its Proprietor, B. Ravinder,

S/o. Venkatesam, Medak Mandal and District.
3 M/s. Sri Sai Binny Rice Mill rep. by its Managing Partner S. Satyanarayana,

S/o. Ramulu,Venkatapur Village, Medak Mandal & District.
4 M/s. Sri Bhavani Rice Mill, Rep. by its Managing Partner, E. Ramesh,

S/o. Pochaiah, Kothapalli Village, Papampet Mandal, Medak District.
5 M/s. Chamundeswari Rice Mill, Rep. its Partner M. Chandraiah,

S/o. Shankaraiah, Pillikotyal Village, Medak District.
6 M/s. Mallikarjuna Binny Modern Rice Mill, Rep. by its Proprietor

E.Rajalingam, Shankarampet Mandal, Medak District.
7 M/s. Sivadatta Modern Binny Rice Mill, Rep. by its Proprietor, K. Srinivas,

S/o. Sangaiah, Shivaipalli Village, Shankarampet Mandal, Medak District
8 M/s. Laxmi Ganapathy Trading Company, Rep. by its Proprietor, B. Nagaraj,

S/o. Lingamaiah, H/o Ghanapur Village, Medak Mandal & District.
9 Sri Annapurna Binny Modern Rice Mill, Rep. by its Proprietor, B. Laxman,

S/o. Lingamaiah, H/o Ghanapur Village, Medak Mandal & District.
10 M/s. Annapurna Binny Rice Mill, Rep. by its Proprietor, U. Mallesham,

S/o. Eswaraiah, Rampur Village, Kulcharam Mandal, Medak District.
11 M/s. Sri Sai Balaji Binny Rice Mill, Rep. by its Partner, R. Narasimhulu,

S/o. Veeraiah,Venkatapuram Village & Mandal, Medak District.
12 Sri Laxmi Industries, Rep.by its Managing Partner K.Venkateswara Rao,

S/o. Ramakrishna Reddy, Yusufpet Village, Papannapet Mandal, Medak

District.
13 M/s. Siva Sai Binny Rice Mill, Rep. by its Proprietor, A. Baivardas,

S/o. Shankaraiah, Veldurthi Village & Mandal, Medak District.

14 M/s. Laxmi Venkataramana Binny Rice Mill, Rep. by its Proprietor,

B. Balaram, S/o. Venkatesam, H/o Ghanapur Village & Mandal, Medak

District.
15 M/s. Sri Venkataramana Rice and Phova Mill, by its Proprietor T. Harinath,

S/o. Late Venkatanarayana, H.D. Road, Medak, Medak District.
16 M/s. Ganesh Modern Rice Mill, Rep. by its Managing Partner, R. Ravinder,

S/o. Ramanaiah, Medak.
17 Durgabhavani and Company, Rep. by its Proprietor Ch. Raju,

S/o. Rajamallaiah, Nawabpet Road, Medak.
18 M/s. Saraswati and Company, Rep. by its Proprietor, B. Seshadri,

S/o. Nagaiah, Medak.
19 M/s. Sri Ramanjaneya Binny Rice Mill, Rep. by its Proprietor T. Ravinder,

S/o. Rajaiah, Pathur Village, Medak Mandal & District.
20 Sri Ganesh Binny Modern Rice Mill, Rep. by its Proprietor,

A. Chandrasekhar, S/o. Sankaraiah, Sardhana Village, Medak Mandal &

District.
21 M/s. Sri Vaishnavi Trading Company, Rep. by its Partner V. Raju,

S/o. Narasaiah, Haveli, Ghanapur Village, Medak Mandal & District.
22 M/s. Uma Maheswari Trading Company, Rep. by its Proprietor, A. Krishna

Murthy S/o. Pandurangam, Medak.
23 M/s. Shahediya Binny Modern Rice Mill, Rep. by its Proprietor, Sd. Aziz,

S/o. Afzal, Tekmal Village & Mandal, Medak District.
24 Sri Bhargavi Traders, Rep. by its Partner, M.Sudarshan, S/o. Jagannatham, Narsing Village, Papannapet Mandal, Medak District.
25 Sri Sai Traders, Rep. by its Partner, M. Sudarsam, S/o. Jagannatham, Yellampet Village, Tekmal Mandal, Medak District.
26 M/s. Devi Binni Rice Mill, Rep. by its Proprietor N. Ramesh,

S/o. Venkatakrishnaiah, Pathur Village, Medak Mandal & District.
27 M/s. Gayatri Industries Par Boiled Rice Mill, Rep. by its Partner

M. Shanker, S/o. Chandraiah, H. Ghanapur Village & Mandal, Medak

District.
28 M/s. Dhanavarsha Traders, Rep. by its Partner, P. Venkateswarlu,

S/o. Sambaiah, Narsing Village, Papannapet Mandal, Medak District.
29 Sri Sai Lakshmi Narasimhaswamy Binny Rice Mill, Rep. by its Partner,

K. Satyanarayana, S/o. Balaiah,Yeswaraopet Village, Veldurti Mandal, Medak District.
30 M/s. Sai Binny Rice Mill, Rep. by its Partner K.Rameshchander,

S/o.Ramulu, Yeldurthi Village & Mandal, Medak District.
31 M/s. Manasa Traders, Rep. by its Proprietor K. Giri, S/o. Pandurangam, Medak.
32 M/s. Raghavendra Binny Rice Mill, Rep. by its Partner Srinivasa Reddy,

S/o. Mohan Reddy,Yeldurti Village & Mandal, Medak District.
33 M/s. Dhana Laxmi Binny Rice Mill, Rep. by its Partner, K. Vinod,

S/o. Vittal, Kakanur Village, Yeldurti Mandal, Medak District.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh, Rep. by its Secretary,

Food & Agriculture (Marketing) Department, Secretariat,
Hyderabad,

2 The Director of Marketing, Government of Andhra Pradesh,
Hyderabad.

3 The Agricultural Market Committee, Rep. by its Secretary,
Medak.

4 The Agricultural Market Committee,
Ramayampet, Medak District.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue Writ of Mandamus or any other appropriate Writ or Direction declaring that the rice is not an agriculture produce and therefore item 2 of Section 2 of Schedule II of the A.P.(Agricultural Produce and Livestock) Market Act 1966 is bad in law and ultra virus section 2(1) of the Act and strike down item 2 of Schedule II of the Act and to declare that stopping or otherwise obstructing the movement rice by the respondents at the check post or any other places demanding and collecting market fee from the petitioners is illegal and beyond the scope of Rule 75 and ultra virus Section 12 of the Act.

**Counsel for the Petitioners:MR.O.MANOHER REDDY**

**Counsel for the Respondent No.1: GP FOR AGRICULTURE**

**Counsel for Respondents 2 to 4:Mrs Nanda R.Rao,**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 16607 of 2003**

Between:

1 M/s. Sri Mallikarjuna and Co. Rep. by its Partner, M.Rajamouli,

S/o Gowraiah, Narsapur Road, Siddipet, Medak District.
2 M/s. Sai Siva Rice Mill, Rep. by its Partner, Bijjala Amarnath,

S/o. Seshaiah, Siddipet, Medak District.
3 M/s. Raja Rajeswara Para Boiled Rice Mill, Rep. by its Partner A.Srinivas,

S/o.Balaiah, Siddipet, Medak District.
4 M/s. Raghavendra Rice Mill, Rep. by its Partner A. Srinivas, S/o.Balaiah, Siddipet, Medak District.
5 M/s. Maheswar Rice Mill, Rep.by its Partner,Gampa Gopinath,

S/o. Murlaiah, Siddipet, Medak District.
6 M/s. Yagneswara Rice Mill, Rep. by its Partner, P. Suryanarayana,

S/o. Shankaraiah, Narsapur Road, Siddipet, Medak District.
7 M/s. Raja Laxmi Traders. Rep.by its Partner, E. Ravinder,S/o. Venkatesulu Hanuman Nagar, Siddipet, Medak District.
8 M/s. Santoshi Modern Rice and Oil Mill, Rep. by its Partner,

S. Praveen Kumar, S/o. Chautaiah, Narsapur Road, Siddipet, Medak District.
9 M/s. Sri Venkateswara Oil and Modern Rice Mill, Rep. by its Partner,

Ch. Veeresam, S/o.Rajesham, Narsapuram Road, Siddipet,
Medak District.

10 M/s. Nandeeswara Modern Rice and Oil Mill, by its Partner, E. Ravinder,

S/o. Venkateswarlu, Siddipet, Medak District.

11 M/s. Sri Kondandarama Industries, Rep. by its Partner M.Ramamohan,

S/o.Venkateswarlu, Siddipet, Medak District.

12 M/s. Ambica Industries, Narsapur Village, Siddipet Mandal, Medak District,
rep. by its Partner, P.Balakrishnal, S/o.Kondaiah.

13 M/s.Tripura Sundari Modern Rice and Oil Mill, Rep. by its Partner,

Ramachanran Maddisetti, S/o.Chandramouli, Narsapuram Village,
Siddipet Mandal, Medak District.

14 M/s. Bhanodaya Rice Industries, Rep. by its Partner, Ch.Sridhar Babu,

S/o.Sekharam,Narsapur Village, Siddipet Mandal,Medak District.

15 M/s. Jagadamba Industries Human Nagar, Rep. by its Partner, Y.Rajesham,

S/o.Bharaiah,Narsapur Village, Siddipet Mandal,Medak District.

16 M/s. Ganesh Rice Mill, Rep.by its Partner, Murrampsetty Srinivas,

S/o. Narayana, Narsapur, Siddipet Manal, Medak District.

17 M/s. Nataraj Modern Rice, Oil Mill and Parboiled, Narsapur Road, Siddipet,

Medak District,Rep. by its partner, Gande Venkatesu,S/o. Kotaiah.

18 M/s. Raghurama Industries, Rep. by its partner, Methooku Krishna Murthy,
S/o. Venkata Narsaiah, Narsapur Road, Siddipet, Medak District.

19 M/s. Narmada Industries, Rep. by its partner, Kysa Rajeetkumar,

S/o Yadaguru, Hanuman Nagar, Siddipet, Medak District.

20 Chiluveru Siddi Ramulu, S/o. Sivarajaiah, Siddipet, Medak District.

21 M/s. Thirumala Grain Merchant, Rep. by its Partner, Ch. Srinivas,

S/o.Rajesham, Siddipet, Medak District.

22 Uma Shankar Oil and Rice Mill, Rep. by its Partner, Nethi Shiva Kumar,

S/o. Mallaiah, Prasant Nagar, Siddipet, Medak District.

23 Annadata Agro Products, Rep. by its Partner, Girinder Rao,

S/o. Narasinga Rao,Gadicharlapally, Siddipet Mandal,Medak District.

24 M/s. Jagannath Trading Co. Rep. by its Proprietor, Gopal Bajaj,

S/o.Kanuyalal Bajaj, Siddipet Mandal, Medak District.

25 M/s. Sri Vijaya Durga Industries, Rep. by its Partner, Mankala Bikshapati,

S/o.Veera Mallaiah, Siddipet, Medak District.

26 M/s. Mahadev Trading Co. Rep. by its Partner, T.Venugopal,

S/o.Rajesham, Siddipet Mandal, Medak District.

27 M/s. Nagendra Traders, Rep. its Propretor, E.Lingamurthyu, S/o.Narayana,

Siddipet, Medak District.

28 M/s. Sri Bhavani Venkateswara Binni Rice Mill, Rep. by its Partner,

K.Venkatarajam, S/o.Kondaiah, Narasapur Village, Siddipet Mandal,
Medak District.
29 M/s. Umamaheswara Binny Rice Mill, Rep. by its Partner, S.Venkatesu,

S/o.Lingaiah, Hanuman Nagar, Siddipet Mandal, Medak District.
30 M/s. Sri Rajya Lakshmi Industries, Rep. by its Partner, P.Anjaiah,

S/o.Sambaiah,Hanuman Nagar, Siddipet Mandal, Medak District.
31 M/s. Sambasiva Binny Rice Mill, Rep. by its Partner, A.Mallesh,

S/o.Ramulu,Hanuman Nagar, Siddipet Mandal, Medak District.
32 M/s. Saraswati Modern Rice and Oil Mill, Rep. by its Partner, K.Kasinath,

S/o.Venkatesu, Siddipet Mandal, Medak District.
33 M/s. Sri Saraswathi Industries, Rep. by its Partner, K.Kasinath,

S/o.Venkatesu,Hanuman Nagar, Siddipet Mandal, Medak District.
34 M/s. Hari Hara Industries Rep. by its Partner, B.Upendra, S/o.Venkatesu,
Lingareddypally, Siddipet Mandal, Medak District.
35 M/s. Sri Visweswara Rice and Oil Mill, Rep. by its Partner, K.Mallikarjun,

S/o.Lingam, Prasanth Nagar, Siddipet Mandal, Medak District.
36 M/s. Koora Venkatesham Gari Pandharinath and Sons Rice Industries,
Rep. by its Partner, K.Kesavulu, S/o.Pandarinath, Siddipet Mandal,
Medak District.
37 M/s. Sri Seeta Ramanjaneya Rice Paraboiled Rice and Oil Mill,
Rep. by its Partner, K.Pandarinath, S/o.K.Venkatesam, Narsapur Village,

Siddipet Mandal, Medak District.
38 M/s. Balaji Industries, Rep. by its Managing Partner, T.Venugopala Rao,
S/o.Susya Rao, Gadicherlapally Village, Siddipet Mandal, Medak District.
39 M/s. Gopalakrishna Traders, Rep. by its Proprietor, K.Shividu,

S/o. Nagabhushanam,Gadicharlapally, Siddipet Mandal, Medak District.
40 M/s K.Veeranna Rice Mill, Rep. by its Partner, K.Harikishore,

S/o. Veeresam, Gadicharlapally, Siddipet Mandal, Medak District.
41 M/s. Aitha Rajamouli, Rep. by its Proprietor, A.Chandu, S/o. Lingam,
Siddipet, Medak District.
42 M/s. Sri Srinivasa Modern Rice Mill, Rep. by its Ganpa Jyothirlinga

Prasad, S/o. Lingam, Karimnagar Road, Siddipet, Medak District.
43 Juluri Srinivas and Brothers, Rep. by its Proprietor, Juluri Anjaiah,

S/o. Rangaiah, Siddipet, Medak District.
44 M/s. Venkata Sai Traders, Rep. by its Proprietor Kamagothu Srinivas

S/o. Naga Veeresam, Siddipet, Medak District.
45 M/s. Sri Bhagya Lakshmi Traders, Rep. by its Partner, Konduri Ravinder,

S/o. Veera Mallaiah,Siddipet, Medak District.
46 M/s. Sri Rama Binny Rice Industry and Parboiled Husnabad Road Rep. by

its Partner, Bukka Ramesh, S/o. Ragaiah,Siddipet, Medak District.
47 M/s Annapurna Mordern Rice Mill, Rep. by its Partner, Uppala Srinivas,

S/o. Balaiah, Siddipet, Medak District.

48 M/s Hanuman Industries, Rep. by its Partner, Chikoti Srinivas,

S/o. Balaiah,Siddipet, Medak District.
49 M/s. Sri Raja Rajeswari Industries Dubbaka Village and Mandal,Medak

District, rep.by its Partner, C. Kashinath,S/o. Chandramouli
50 M/s. Uma Shankar Traders Dumpalapally Village, Dubbaka Mandal,
51 M/s. Durga Bhavani Industries Dumpalapally Village, Dubbaka Mandal,
52 M/s. Sri Venkateswara Modern Rice Mill Dumpalapally Village, Dubbaka

Mandal, Medak Dist. by its Partner, Krishna Murthy, S/o. Antaiah.
53 M/s. Gopi Krishna Rice Mill Chittapur Village, Dubbaka Mandal,
Medak Dist. by its Partner, M. Mallikarjuna,S/o.Pentaiah
54 M/s Annapurna Binny Rice Mill Peddagundavally Village, Dubbaka

Mandal,Medak Dist. by its Managing Partner,M. Ramesh, S/o. Antaiah
55 M/s. Shri Mahalakshmi Binny Modern Rice Mill, Lachhapet, Dubbaka

Mandal, Medak Dist. by its Partner,Y. Raju, S/o. Rajesham
56 M/s. Maheswara Rice Mill Lachhapet Village, Dubbaka Mandal,
57 M/s. Padmalaya Modern Rice Mill Nagunoor Village and Mandal,
58 M/s. Rajarajeswari Modern Binny RiceMill Nangunoor Village & Mandal,
59 M/s. Sri Venkateswara Traders Mirdoddy Village and Mandal,

.... PETITIONERS

AND

1 The Government of Andhra Pradesh, Food and Agriculture (Marketing)

Department, rep. by its Secretary, Secretariat, Hyderabad.
2 The Director of Marketing, Government of Andhra Pradesh, Hyderabad.
3 The Agricultural Market Committee, Rep. by its Secretary,
Siddipet, Medak District.
4 The Agricultural Market Committee, Dubbaka, Medak District.
5 The Agricultural Market Committee, Thouguta Medak District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ of mandamus or any other appropriate writ or direction declaring that the rice is not an agriculture produce and therefore item 2 of section 2 of schedule II of the A.P. (Agricultural Produce and Livestock) Market Act 1966 is bad in law and ultra virus section 2 (1) of the Act and Strike down item 2 of schedule II of the Act and to declare that stopping or otherwise obstructing the movement of rice by the respondents at the check post or any other places demanding and collecting market fee from the petitioners is illegal and beyond the scope of Rule 75 and ultra virus section 12 of the Act.

**Counsel for the Petitioners:MR.O.MANOHER REDDY**

**Counsel for the Respondent 1 & 2: GP FOR AGRICULTURE**

**Counsel for Respondents 3 to 5: Mrs Nanda R.Rao,**
**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 16677 of 2003**

Between:

1 Sri Raja Rajeswari Par Boiled Rice Industries, Narsapur Road, Siddipet, Rep.by its Partner Rajeswar, P.B. Kamani Krishnamurthy, S/o. Malliah. Medak District.
2 M/s. Shiva Sai Industries, Mandapalli Village, Chinna Kenduru Mandal, Siddipet Mandal, Medak District, Rep.by its Managing Partner Yasala

Vittal, S/o.Bhadraih.
3 M/s. Anjaneya Industries, Mandapalli Village, Siddipet Mandal, Medak

District, Rep. by its Managing Partner, A. Yella Rao, S/o.Narayana Rao.
4 Gowri Shankar Industries, Rngadampalli Village, Siddipet Mandal, Medak

District rep.by its Managing Partner, A. Yella Rao, S/o.Narayana Rao.
5 Vasavi Par Boiled Rice Industries, Mandapalli Village, Chinna Konduru

Mandal, Medak District, Rep. by its Partner Madhusudhan,

S/o. Viswanatham.
6 M/s. Kanakadurga Industrie, Mandapalli Village, Chinna Konduru Mandal, Medak District, Rep.by its Partner K. Rajesam, S/o.Laxmaiah.
7 M/s. Sai Shankar Industries, Mandapalli Village, Siddipet, Medak District. Rep.by its Partner M. Jayaramulu, S/o. Lingaiah.
8 M/s. Sivakarana Par Boiled Rice Mill, Lingareddypalli Village, Siddipet, Medak District, Rep.by its Partner G.Srinivas, S/o. Anjaiah.
9 M/s. Vishnupriya Industries, Mandapalli Village, Chinna Konduru Mandal, Medak District, Rep. by its Partner C. Srinivas, S/o. Rudraiah.
10 M/s. Harikrishna Traders, Siddipet, Medak District,Rep. by its Proprietor, G. Raveendra Kumar, S/o. Lingam Gupta,
11 M/s. Vighneswara Trading Company, Siddipet,Medak District,

Rep.by its Proprietor G. Ramachandram, S/o. Gopaiah.
12 M/s. Janani Traders, Siddipet, Medak District,
Rep.by its Partner C.Sridhar, S/o. Venkatesam.
13 M/s. KNV Traders, Siddipet, Medak District, Rep. by its Partner
K. Dayakar, S/o. Viswanatham.
14 M/s. Gayatri Industries,Chinnagundavalli Village, Siddipet Mandal, Medak

District, rep.by its Proprietor U. Bhoopathi, S/o. Balaiah.
15 M/s. Jayasri Industries, Siddipet, Medak District,
rep.by its Partner K. Krishna Murthy , S/o. Mallaiah.
16 M/s.Sudarshan Traders, Narsapuram Village, Siddipet Mandal,
Medak District.Rep. by its Partner C. Srinivas, S/o. Rajalingam.
17 Sri Venkataramana Industries, Siddipet, Medak District.
Rep.by its MaSri Sekaram, S/o. Venkatesam.
18 M/s. Bhramarambha Par Boiled Rice Mills, (P) Ltd., Siddipet, Medak

District, rep.by its Director, K. Chandrasekhar, S/o. Viswanatham.
19 M/s. Umashankar Binny Rice Mill, Chinna Konduru Village & Mandal,
Medak District. by its Partner T.Chandram, S/o.Rajesam.
20 M/s. Chamundeswari Traders, Siddipet Village and Mandal,
Medak District. Rep. by its Proprietor, P. Srikanth, S/o. Krishna Murty.
21 M/s. Durga Bhavani Industries, Lingareddypalli Village, Siddipet Mandal,
Medak District. by its Partner N. Srinivas, S/o. Nagaiah.
22 M/s. Durga Sai Industries, Chnnagundavalli Village, Siddipet Mandal,
Medak District. rep. by its Managing Partner, N. Srinivas, S/o. Nagaiah.
23 Haripriya Corporation, Siddipet, Medak District,
rep. by its Proprietor, R. Chandrasekhar, S/o. Narayana.

24 Shiva Shakti Industries, Dubbaka Village and Mandal, Medak District.
Rep.by its Partner N. Nagaralu , S/o. Rajaiah.
25 Neelakanteswara and Company, Dubbaka Village and Mandal, Medak

District, rep. by its Proprietor Neelakanteswara, Choleti Ramesh,

S/o. Shankaraiah.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh, Food and Agriculture (Marketing)

Department, Secretariat, Hyderabad. Rep. by its Secretary.
2 The Director of Marketing, Government of Andhra Pradesh, Hyderabad.
3 The Agricultural Market Committee, Siddipet, Medak District,
rep. by its Secretary.
4 The Agricultural Market Committee, Dubbaka, Medak District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the

circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ of mandamus or any other appropriate writ or direction declaring that the rice is not an agriculture produce and therefore item 2 of Section 2 of schedule II of the A.P. (Agricultural Produce and Livestock) Market Act 1966 is bad in law and ultra virus section 2(1) of the Act and strikes down item 2 of schedule II of the Act and to declare that stopping or otherwise obstructing the movement of rice by the respondent at the check post or any other places demanding and collecting market fee from the petitioners is illegal and beyond the scope of Rules 75 and ultra virus section 12 of the Act and pass.

**Counsel for the Petitioners:MR.O.MANOHER REDDY**

**Counsel for the Respondents 1 & 2: GP FOR AGRICULTURE**

**Counsel for Respondents 3 & 4:MRS.NANDA R. RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 16895 of 2003**

Between:

1 M/s. Om Venkat Sai Binny Rice Industry, Rep. by its Managing Partner,

Voruganti Venkatswar Rao, Khammam.

2 M/s. Sri Vijayalaxmi Rice & General Merchants, rep. by Managing Partner,

Kunchaparthi Murali,Khammam.

3 M/s. Sri Laxmi Traders, represented by its Managing Partner,

M. Shanker Rao, Khammam,
4 M/s Sri Ramakrishna Traders, rep. by its Managing Partner Rayapudi

Satyanarayana,Khammam.
5 M/s.Bavirisetty Mallikarjuna Rao Rice & General Merchant, rep. by its

Managing Partner, Bavirisetty Mallikarjuna Rao, Khamma,
6 M/s.Sri Sai Ram Rice & General Merchants, represented by its Managing

Partner B. Madhu Kumar, Khamma.
7 M/s. Thirumala Rice & General Merchants, represented by its Managing

Partner S. Ramakrishna, Khammam.
8 Sri Sainath Modern Rice Mill, represented by its Managing Partner

B. Satyam, Khammam.
9 M/s. Hanuman Parboiled Modern Rice Industries, Rep. by its Managing

Partner K. Veerabhadra Rao, S/o. Mallikarjuna Rao.

..... PETITIONERS

AND

1 Government of Andhra Pradesh, Rep. by its Secretary, Law & Legislative

Affairs,Secretariat, Hyderabad.
2 Government of Andhra Pradesh, Rep. by Secretary,
Food & Agricultural (Marketing) Department, Secretariat,Hyderabad.
3 The Director of Marketing, Government of Andhra Pradesh, Hyderabad.
4 The Agricultural Market Committee, Rep. by its Special Grade Secretary,

Khammam.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to declare the action of the respondents in identifying rice as agriculture produce for the purpose of levy of market fee under the provisions of A.P. Agricultural (Produce & Live Stock) Markets Act.1966 as arbitrary and illegal by issuing appropriate Writ of Mandamus or direction and further direct the respondents not to insist the petitioners to pay market fee on rice milled out of paddy, by granting a declaration that rice is not an agricultural produce within the meaning of A.P. Agricultural (Produce & Live Stock) Markets Act, 1966.

**Counsel for the Petitioners:MR.M.V.S.SURESH KUMAR**

**Counsel for the Respondents 1 to 3 : GP FOR AGRICULTURE**

**Counsel for Respondent No. 4:MRS.NANDA R. RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 17367 of 2003**

Between:

1 M/s V. Gavarraju, V. Narasimha Murthy & Others Rep. by its Managing

Partner,Alamur, East Godavari District

2 M/s Karri Venkata Ramana Reddy & Others Rep. by its Managing Partner
Angara East Godavari District

3 M/s Sri Chakravarthi Traders, Rep. by its Managing Partner
West Kandrika, Kapileswarapuram Mandal East Godavari District

4 M/s Satyanarayana Traders, Rep. by its Managing Partner
Modukur, Alamuru Mandal, East Godavari District

5 M/s Sri Devi Traders, Rep. by its Managing Partner
Near Water, Mandapeta, East Godavari District

6 M/s V.V. Chowdary & Others rep. by its Managing Partner
Mandapeta, East Godavari District, East Godavari District

7 M/s Sri Srinivasa Rice Mill,. Rep. by its Managing Partner
Mandapeta, East Godavari District, East Godavari District

8 Vanka Satyanarayana & Others, Rep. by its Managing Partner
Chintalur, Alamur Mandal, East Godavari District

9 M/s Bhavani Traders, Rep. by its Managing Partner
Maredubaka,. Mandapeta Mandal, East Godavari District

10 M/s Nallamilli Krishna Reddy & Others Rep. by its Managing Partner
Yedida, Mandapeta Mandal, East Godavari District

11 M/s Nallamilli Venkata Krishna Reddy & Others Rep. by its Managing

Partner,Yedida, Mandapeta Mandal, East Godavari District

12 M/s Nallamilli Vijayabhaskara Reddy & Others Rep. by its Managing

Partner,Yedida, Mandapeta Mandal, East Godavari District

13 M/s Maaruthi Traders, Rep. by its Managing Partner,
Yedida, Mandapeta East Godavari District

14 M/s. Maruti Traders Rep. by its Managing Partner,
Yedida, Mandapeta Mandal, East Godavari District

15 M/s. Konagalla Viswanatham & Others Rep. by its Managing Partner,
Yedida, Mandapeta Mandal, East Godavari District

16 M/s. Sri Parvati Parameswari Foods Rep. by its Managing Partner,
Yedida, Mandapeta Mandal, East Godavari District

17 M/s. Sri Shiridi Sai Traders Rep. by its Managing Partner
Yedida, Mandapeta Mandal, East Godavari District

18 Konagalla Satyanarayana & Others Rep. by its Managing Partner
Wadapalur, East Godavari District

19 M/s. Sri Venkataramana Rice Mill Rep. by its Managing Partner
Alamur, Almur Mandal, East Godavari District

20 M/s. Sri Meher Chaitanya Modern Rice Mill Rep. by its Managing Partner
Mandalpeta, East Godavari District

21 M/s. Balagam Reddy & Others Rep. by its Managing Partner
Mandapeta East Godavari District

22 M/s. Chinta Ramakrishna Reddy & Others Rep. by its Managing Partner
Mandapeta East Godavari District

23 M/s. Sri Sai Durga Foods Rep. by its Managing Partner
Vemilapalli, Mandapet Mandal, East Godavari District

24 M/s. Valluri Satyanarayana & Others Rep. by its Managing Partner
Maredubaka East Godavari District
25 M/s. Manjunatha Traders Rep. by its Managing Partner
Tapeswaram, East Godavari District

26 M/s. Sri Satyanarayana Raw & Boiled Rice Mill Rep. by its Managing

Partner, Modukur, Alamuru Mandal, East Godavari District
27 M/s. Sri Radhakrishna Rice Mill Rep. by its Managing Partner
Mudukuru, Alamuru Mandal, East Godavari District
28 M/s. Sree Seetha Rama Rice Mill Rep. by its Managing Partner
Modukuru, Alamuru Mandal, East Godavari District
29 M/s. Sri Srinivasa Rice Mill Rep. by its Managing Partner
Madiki, Alamuru Mandal, East Godavari District
30 M/s. Sri Venkateswara Traders Rep. by its Managing Partner
Near Police Qtrs, Main Road Alamuru,
Alamuru Mandal, East Godavari District
31 M/s. Lakshmi Srinivasa Traders Rep. by its Managing Partner
Kothuru Centre, East Godavari District
32 M/s. Balaji Enterprises Rep. by its Managing Partner
Yeditha Road, Mandapeta, East Godavari District
33 M/s. ManasaTraders Rep. by its Managing Partner
Maredubaka, Mandapeta Mandal, East Godavari District
34 M/s. Sri Satyanarayana Traders Rep. by its Managing Partner
Maredubaka, Mandapeta Mandal, East Godavari District
35 M/s. Narayana Reddy & Others Rep. by its Managing Partner
Arthamuru, Mandapeta Mandal, East Godavari District
36 M/s. Maaruti Traders Rep. by its Managing Partner
Kapavaram, Biccavolu Mandal, East Godavari District
37 M/s. Vetsa Sri Venkateswara Rao & Others Alamuru, Alamuru Mandal,
Alamuru, Almuru Mandal, Rep by its Partner
38 M/s. Sri Inapakolla Srinivas & Others Rep. by its Managing Partner
Maredupaka Road, Mandapeta, East Godavari District
39 M/s. Sri Sai Ratna Traders Rep. by its Managing Partner
Chintaluru, East Godavari District ..... PETITIONERS

AND

1 The Govt. of A.P., Rep. by its Secretary, Food & Agriculture (Mktg.II)

Department Secretariat Buildings, Hyderabad,
2 The Director of Marketing, Government of A.P, Hyderabad
3 The Agricultural Market Committee, Rep. by its Secretary.
Alamuru, East Godavari District,
4 The Agricultural Market Committee, Rep. by its Secretary, Anaparthi, East

Godavari District. .....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an

appropriate writ, order or direction more particularly one in the nature of writ of mandamus declaring that Item-2 of Schedule - II of the A.P. ( Agricultural Produce and Livestock) Markets Act, 1966 is not in accordance with Section 2(1) of the said Act is illegal, arbitrary and unjust and further declare that rice is not an agricultural produce and consequently direct the respondents not to stop or otherwise obstruct the movement of rice at the check posts or any other place for collection of market fee from the petitioners.

**Counsel for the Petitioners:MR.N.SIVA REDDY**

**Counsel for Respondents 1 & 2: GP FOR AGRICULTURE**

Counsel for Respondents 3 & 4: **MR.POSANI VENKATESWARLU**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 17392 of 2003**

Between:

1 M/s Madhava Industries Modern Rice Mill Rep. by its Managing

Partner,Yamsani Krishna Murthy, S/o. Madhusudan
R/o Jammikunta, Karimnagar District

2 M/s Vennampalli Rajamouli Modern rice & Oil Oll Mill,
Rep. by its Partner, Vennampalli Ramulu s/o Rajamouli
R/o Jammikunta, Karimnagar District

3 Mukka Industries, Binny Modern Rice Mill
Rep. by its Managing Partner, M. Jitendra Guptha,
R/o Jammikunta, Karimnagar District.

4 S.V. Industries Modern Rice Mill,
rep. by its Partner, Sankisa Nagaraju s/o Sri Vaikuntam
R/o Jammikunta, Karimnagar District

5 Veerabhadra Traders, Rice Food Grains and General Merchants,
Rep. by its Partner, Sri Mamida Rajesh s/o Veershekaram,
R/o Jammikunta, Karimnagar District.

6 Sri Sridevi Industries, Paddy Para boiled Unit
rep. by its Partner, Bachu Tirupathi s/o Shankaraiah,
r/o Jammikunta, Karimnagar District.

7 Sri Manikanta Industries Modern Rice Mill, rep. by its Managing Partner,
Sri Mamidala Veersankaram S/o Sri Buchaiah
r/o Jammikunta, Karimnagar District.

8 Ramlaxman Industries, rep. by its Partner, Sri Rajalaxmaiah
S/o Sri Ramalingam, R/o Jammikunta, Karimnagar district.

9 Ramalingeswara Industries rep. by its Proprietor
Sri Ch. Srimannarayana s/o late Sri Venkataiah
R/o Jammikunta, Karimnagar District

10 Kanakadurga Industries Modern Rice Mill
rep. by its Prop. Sri Pulluri Srinivas S/o Sri Prabhakar,
r/o Jammikunta, Karimnagar District.

11 Saikrupa Paddy working and General Merchants,
rep. by its Partner Sri Dodda Rajender, s/o Sivanandam,
r/o Jammikunta, Karimnagar District.

12 Mahalaxmi Industries Rice & General Merchants,
rep. by its Partner Sri Alladi Mallesham s/o Nagaiah,
R/o Jammikunta, Karimnagar District

13 Gouri Shankar & Co., Rice, Oil & General Merchants,
Rep. by its Prop. Sri Mamidala Sridhar, S/o Sri Gouraiah,
R/o Jammikunta, Karimnagar Disrict.
14 Mahesh Traders, Paddy Working & Food Grains Merchants,
Rep. by its Prop. Vollala Mallikarjun s/o Rajesham
r/o Jammikunta Karimnagar district
15 M/s Sri Raja Rajeswara Modern Rice Mill, rep. by its Managing Partner,
Sri Vennampally Surender Babu s/o Rajesham,
r/o Jammikunta, Karimnagar District
16 Ganga Bhavani Industries Modern Rice Mill, rep. by its Partner
Sri Volla Mallikarjun S/o Rajesham r/o Jammikunta,
Karimnagar District
17 G. Rajamouli , M.R.& O.M., rep. by its Prop. G. Rajamouli,
S/o Buchi Rajam, r/o Jammikunta,
Karimnagar District

18 Jayakrishna Enterprises, Food Grains & General Merchants,
Food Grains & General Merchants, rep. by its Partner Sri Gerepally

Ramesh, S/o Sri Buchi Rajam R/o Jammikunta, Karimnagar District.
19 Yamsani Anjaiah & Co., Modern Rice & Oil Mill
Rep. by its Managing Partner, Sri Yamsani Ravinder
S/o Madhusudhan, R/o Jammikunta, Karimnagar District
20 Sri Satya Sai Industries, Modern Rice Mill, rep. by its Partner
Sri Dodda Upender s/o Sri Ramaiah, R/o Jammikunta,
Karimnagar District.
21 Karuna Traders Rice & Oil General Merchants
rep. by its Managing Partner Sri Puram Shankar
S/o Sri Venkataiah r/o Jammikunta, Karimnagar District.
22 Sai Roop Modern Rice Mill, rep. by its Partner, Sri Aijah Rajanna
S/o Sri Sathaiah, R/o Jammikunta, Karimnagar District
23 Bachu Veeramallaiah Industries, rep. by its Managing Director
Sri Bachu Mallikarjun s/o Veeramallaiah R/o Jammikunta,
Karimnagar District

..... PETITIONERS

AND

1 The Government of Andhra Pradesh Rep. by its Secretary,
Food & Agriculture (Marketing)Department Secretariat, Hyderabad
2 The Director of Marketing, Government of Andhra Pradesh, Hyderabad
3 The Agricultural Marketing Committee, Rep. by its Secretary
Jammikunta, Karimnagar District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction especially one in the nature of WRIT OF MANDAMUS declaring the action of the respondents in notifying the Rice as agricultural produce

for the purpose of levy of Market Fee under the provisions of the A.P. (Agricultural Produce and Live Stock) Markets Act 1966 is arbitrary and illegal and direct the respondents not to insist the petitioners to pay the Market Fee on the Rice milled from out Paddy if necessary by granting a declaration that the rice is not an agricultural produce within the meaning of the A.P. (Agricultural Produce and Live Stock) Markets Act 1966.

**Counsel for the Petitioner:MR.CH.RAVINDER**

**Counsel for the Respondents 1 & 2: GP FOR AGRICULTURE**

**Counsel for Respondent No.3: MRs.NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

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**WRIT PETITION NO : 17745 of 2003**

Between:

M/s. Leela Krishna Traders, Rep.by its Partner Mr. D.N.V.Prasad,
Pothunuru, Denduluru Mandal,West Godavari District.

..... PETITIONER

AND

1 The Government of Andhra Pradesh, Food and Agriculture (Marketing)

Department, Secretariat, Hyderabad.
2 The Government of Andhra Pradesh, Rep by its Secretary, Law and

Legislative, Secretariat, Hyderabad.
3 The Director of Marketing, Government of Andhra Pradesh,
BRKR Buildings, Hyderabad.
4 The Agriculture Market Committee Rep. by its Secretary, Bhimdole,

West Godavari District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ declaring that the action of

the respondents in notifying the Rice as Agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P. Agricultural (Produce & Live Stock) Markets Act,1966, is arbitrary and illegal, and direct the respondents not to insist the petitioners to pay the market fee on the rice milled from out of paddy, if necessary by granting a declaration that Rice is not an agricultural produce within the meaning of the A.P. Agricultural (Produce & Live Stock) Market Act, 1966, and grant such other relief as it deems fit in the circumstances of the case.

**Counsel for the Petitioner:MR.P.BALAJI VARMA**

**Counsel for the Respondent Nos.1 to 3: GP FOR AGRICULTURE**

**Counsel for Respondent No.4: MR.K.MADHAVA REDDY**

**(Standing Counsel for Agricultural Market Committees)**

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**WRIT PETITION NO : 17826 of 2003**

Between:

The Palakol Municipality., rep.by its Commissioner.

..... PETITIONER

AND

1 State of Andhra Pradesh, rep. its Secretary, Agricultural Department.
2 The Agricultural Market Committee rep.by its Secretary Palakol, West

Godavari District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to pass an order or Orders more particularly one in the nature of Writ of Mandamus declaring the action of the 2nd respondent in running cattle market within the territorial limits of the petitioner Municipality is illegal and contrary to the Andhra Pradesh (Agricultural Produce and Live Stock) Markets Act 1966 and consequently declare that the petitioner Municipality has got exclusive right to run the cattle market.

**Counsel for the Petitioner:MR.SRINIVAS DAMMALAPATI**

**Counsel for the Respondent No.1: GP FOR AGRICULTURE**

**Counsel for Respondent No.2:MR.VENKATESHWARLU POSANI**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 17902 of 2003**

Between:

1 Mallikarjuna Rice Industries, Rep by Partner M. Bhasker s/o Sri venkaiah Choutuppel Mandal, Nalgonda District.
Lingojiguda-508252 .
2 Sri lakshmi NarasimhaSwamy Binny Rice Mill, Rep by partner

P. Jaya Prakash, S/o Biksapathi,Nalgonda District Choutuppal 508252.
3 Sai Venkata Ramana Par Boiled, Rep by Partner P. Srinivas S/o Sri Hari Lakkavaram Village, Choutappal Mandal, Nalgonda District.
4 Yeshoda par Boiled Rice Industries, Rep by Partner N. Ramesh

S/o N. Pandaiah,, Lakkavaram VIllage, PO and Mandal, Choutuppal,

Nalgonda District.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh, Rep by its Secretary, Food &

Agriculture (Marketing) Department, Secretariat, Hyderabad.

2 The Director of Marketing, Government of Andhra Pradesh, Hyderabad

3 The Agriculture Market Committee, Rep by its Secretary,
Choutuppal, Nalgonda District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to declare that Rice is not an agricultural produce and therefore item 2 of Schedule-II of the A.P. (Agril. Produce and Livestock) markets Act, 1966 and there fore not in accordance with section 2 91) of the Act and strike down item 2 of Schedule-II of the Act and (2) to declare that stopping or otherwise obstructing the movement of rice by the respondents at the check posts or any other place, demanding and collecting market Fee from the petitioners is illegal and beyond the scope of Rule 75 and dot in accordance with section 12 of the Act by issuing Writ of Mandamus or any other writ

direction or appropriate order in the circumstances of the case.

**Counsel for the Petitioners:MR.D.RANGANATHA KUMAR**

**Counsel for the Respondents 1 & 2: GP FOR AGRICULTURE**

**Counsel for Respondent No.3: MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 17972 of 2003**

Between:

1 Sri Srinivasa Rice Mill, D.No.2-123, Yeditha, Rep. by its Managing Partner

Putta Raju, S/o.Veerraju, Yeditha,Kothuru.

2 Sri Venkata Satya Traders, Contractor:Sri Satyanarayana Rice & Flour Mill,

Yeditha, Rep. by its Managing Partner, Valluri Krishna Murthy,

S/o.Nageswara Rao,Tapeswaram.

3 M/s.V.Viswanadham & others, Contractor:Sri Satyam Rice Mill,

Mandapeta,Rep.by its Managing Partner Vanka Viswanadham, S/o.Satyam, Mandapeta.

4 Sri Laxmi Narendra Traders, Contractor:Sri Lakshmi Narendra Rice Mill,

Mandapeta,rep.by its Manaing Partner Bollamreddy Pattabhi Ramanaiah

S/o.narayana Rao.

5 Sri Ayyappa Traders, Contractor:Sri Lakshmi Ganapathi Rice Mill,

Mandapeta,Rep. by its Managing Partners, 1) Reddy Suryanarayana,

S/o.Papa Rao, Age:36, 2) Reddy Bhaskara Rao, S/o.Satyam, Age:51,

Mandapeta.

6 Devi Traders, Contractor:Sri Rajaram Rice Mill, Mandapeta,
Rep. by its Managing Partners, 1)R.V.V.Satyanarayana, S/o.Bhaskar Rao,
2) R.Venkata Raju, S/o.R.V.Raju, Age:43, Mandapeta.

7 Sri Pandu Ranga Rice & Flour Mill, Contractor: Gunnam Veerraju & others,

Mandapeta, rep. by its Managing Partner Gunnam Veerraju, S/o.Tata Rao,

Age:64, Yeditha.

8 Gopi Krishna Traders, Contractor:Ananthalakshmi Satyavathi Devi Rice

Mill, Maredubaka, Rep. by its Managing Partner, Muthyala Krishna Murthy,

S/o.Satyanarayana.

9 Sri Venkata Lakshmi Rice & Flour Mill, D.No.5-77,

Contractor:Devaguptapu Satyanarayana & Sons, Ippanapadu,
Rep.by its Managing Partner, Devaguptapu Satyanarayana, S/o.Narayana.
10 Sri Venkateswara Traders, Contractor:Sri Venkateswara Rice & Flour Mill,

Ippanapadu, rep.by its Managing Partner, Chintalapudi Adinarayana,

S/o.Sathi Raju
11 Sri Ganesh Traders, Contractor:Sri Vijaya Lakshmi Rice Mill,
D.No.6-132,Kesavaram. rep.by its Managing Partner,
Namala Venkata Srinivasa Rao, S/o.Subba Rao,
12 M/s.Srimannarayana Traders, Rep.by its Managing Partner
Gunnam Surya Venkata Prabhakara Rao, S/o.Veerraju Contractor:Sri

Srinivasa Rice Mill, D.No.1-1, Maredubaka,
13 M/s.Subba Rao Traders, Rep. by its Managing Partner,

M..D.V.V.S.N.V.Bhaskar Rao,S/o.Subba Rao, Contractor:Sri Srinivasa Rice

Mill &Baskar Raw&Boiled Rice, Choppella.
14 Sri Satyanarayana Agencies, Contractor:Sri Murali Mohana Rice Mill,

Dulla, rep.by its Managing Partner Pulavarthi Surya Prakasa Rao,

S/o.Narayana Murthy,Yeditha.
15 Sri Vijaya Durga Traders, D.No.1-230, Contractor:Sri Venkateswara Rice

Mill, Maredubaka, rep.by its Managing Partner, Gunnam Pattabhi Ramanna

S/o.Veerraju.
16 Jayalakshmi Pandu Ranga Rice Mill, rep.by its Proprietor Janardhana Rao,

S/o.Narayana Rao,D.No.186/1, Maredubaka. ..... PETITIONERS

AND

1 The Government of Andhra Pradesh, rep.by its Secretary, Food &

Agriculture (Mktg.II) Department, Secretariat Buildings, Hyderabad.
2 The Director of Marketing, Government of Andhra Pradesh, Hyderabad.
3 The Agricultural Market Committee, Rep. by its Secretary.
Alamuru, East Godavari District.
4 The Agricultural Market Committee, Rep. by its Secretary.
Anaparthi, East Godavari District.
5 The Agricultural Market Committee, Rep. by its Secretary.
Rajahmundry. .....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to

issue a writ, order or direction, more particularly one in the nature of Writ of Mandamus, declaring that Item-2 of Schedule-II of the A.P (Agricultural Produce and Livestock) Markets Act, 1966 is not in accordance with Section 2(1) of the said act is illegal, arbitrary and unjust and further declare that rice is not an agricultural produce and consequently direct the respondents not to stop or otherwise obstruct the movement of rice at the check posts or any other place for collection of market fee from the petitioners.

**Counsel for the Petitioners:MR.T.JAGDISH**

**Counsel for the Respondent Nos.1 & 2: GP FOR AGRICULTURE**

**Counsel for Respondents 3 to 5: MR. K.MADHAVA REDDY**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 19238 of 2003**

Between:

1 Anuradha Industries, rep. by its Managing Partner, Thota Sampath Kumar, Gorrekunta, Warangal.
2 Bhupathi Industries, rep. by its Partner Sri Gouri Shankar, Gorrekunta, Warangal.
3 Jaya Industries, rep. by its partner Sri Voruganti Srinivasulu Gorrekunta, Warangal.
4 Sarada Industries, rep. by its Managing Partner Maddi Sadashivudu, Gorrekunta, Warangal.
5 Vishal Industries rep. by its Managing Partner, Renukuntla

Virukpakshalingam, Gorrekunta, Warangal.
6 Aditya Industries, rep. by its Patner Malllukri Govind Rao, Gorrekunta, Warangal.
7 Sudheer Traders, C/o.Balaji Industries, rep. by its Prop. Peddi Sudhakar, Gorrekunta, Warangal.
8 Harihara Industries, rep. by its partner Vanamala Sudhakar, Gorrekunta, Warangal.
9 Prabhu Industries, rep. by its Managing Partner, Kalva Shivarayana, Gorrekunta, Warangal.
10 M/s.Appani Venkateshwarlu P.W.,C/o.Venkataramana Inds., rep. by its

Managing Partner, Appani Venkateshwarlu, Gorrekunta, Warangal.
11 Vasanthi Industries, Rep. by its Partner Malluri Rathnakar Rao, Gorrekunta, Warangal.
12 Vamshi Parboiled Rice Mill, rep. by its Managing Partner, Ramahandra

Mouli,Gorrekunta, Warangal.
13 Sri Raja Rajeswari Idustries, Rep. by its Partner Paadugu Sadashivudu, Dharmaram, Warangal.
14 Kamalaja Industries, Rep. by its Partner Pullukri Mahender, Dharmaram, Warangal.
15 Thirumala Industries, rep. by its Managing Partner, Gujja Prabhakar Rao, Nakkalapalem, Warangal.
16 Mahendra Industries, Rep. by its Proprietor Adepu Bhaskar, Nakkalapalem, Warangal.
17 Thota Chandraiah Parboiled Rice Mill, Rep. by its Prp.Thota Chandraiah,

Bollikunta, Warangal.
18 Sri Lalitha Industries, Rep. by its Prop. G.Srinivasulu,
Bollikunta, Warangal.
19 Sri Ganesh Trading Company,C/o.Annapurna Rice & OilMill Rep. by its

Partner Gunda Vishwanadham, Fort Road, Warangal.
20 Geetha Trading Company,C/o.Raghurama Modern Rice Mill Prop.Sri Thota

Prasad, Fort Road, Warangal.
21 Raja Rice Mill, Rep. by its Prop. G.Suraiah, Fort Road, Warangal.
22 Leo Enterprises, C/o.Devi Industries, Rep. by its Partner Peddi Divakar,
Fort Road, Warangal.
23 Thota Chandaraiah Rice Mill, Rep. by its Managing Partner, Thota

Chandraiah, Kareembad, Warangal.
24 Erukulla Vishwanadham Paddy Working, S/o. Vishweshwara Rice Mill,
S/o.Bakkaiah, Kareembad, Warangal
25 Kedareshwara Enterprises, Rep. by its Prop.Thota Saraiah,
Kareemabad, Warangal.
26 Sri Rameshwara Enterprises,C/o.Konda Ilaiah Patel Rice and Oil Mill,

rep. by Managing Partner Sambaiah, Kareembad, Warangal.

27 Sri Surya Industries, Rep. by its Prop. Ram Eshwaraiah,
Narasampet, Warangal.
28 Laxmi Modern Rice Mill, Rep. by its Prop. Vemishetti Srinivas,
Narasampet, Warangal.
29 Sri Jagananda Modern Rice Mill, Rep. by its Erukulla Veerlingam,
Narasampet, Warangal.
30 Aravinda Modern Rice Mill, Rep. by its Managing Partner Satyanarayana,
Narasampet, Warangal.
31 Hanuman Industries, Rep. by its Shankar, Narasampet, Warangal.
32 Narayana Rathna Industries, Rep. by its Prop.Chadalavada Mukunda Rao,
Narasampet, Warangal.
33 Bandari Industries, Rep. by its Bandari Damodar,
Maheswaram, Warangal.
34 Tarakaprabhu Industries, Rep. by its Prop. Madarapu Chandra Shekar,
Maheswaram, Warangal.
35 Umapathi Modern Rice Mill, Rep. by its Pabba Ramesh,
Maheswaram, Warangal.
36 Ashoka Industries, Rep. by its Singirikonda Madhava Shankar,
Maheswaram, Warangal.
37 Visweshwara Agrotech Limited, Re. by its Managing Partner, Thota

Mallikarjun Gupta,Maheswaram, Warangal.
38 Sri Shivanath Industries, Rep. by its Managing Partner S.S.Prakash Rao
Mulug Road, Warangal.
39 Sri Veerabhadra Binny Rice Mill, Rep. by its Managing Partner Bhupathi

Ramesh, Mulug, Warangal.
40 Bhargavi Industries, Rep. by its Partners Nangunoori Mohan Rao,
Thimmapur, Warangal.
41 Gouri Shankar Industries, Rep. by its Partner Pabba Vishwa Prasad,

Thimmapur, Warangal.
42 Ramakrishna Industries, Rep. by its Managing Partner Mettapalli Jagga

Rao, Rajupet, Warangal.
43 Sai Sri Industries, Rep. by its Genela Ravinder,Rajupet, Warangal.
44 Hematha Parboiled Pvt. Ltd., Rep. by its Allanki Gouraiah,
Rajupet, Warangal.
45 Hari Krishna Industries, Rep. by its Prop. Devunuri Anjaiah,
Rajupet, Warangal.
46 Vijayalaxmi Binny Rice Mill, Rep. by its Prop. Kumara Swamy,
Paidipally, Warangal.
47 Vinayaka Trading Company,C/o.Vijaya Modern Rice Mill, Rep. by its

Prop. Vondaia Mallaiah, Shivanagar, Warangal.
48 New Mubarak Modern Rice Mill, Rep. by its Md. Jaleel, Sadireddipally,

Warangal.
49 Sri Srinivasa Boiled Rice Mill, Rep. by its Prop. A.Srinivas
Pogullapalli, Warangal.
50 K.M.Agrostech Pvt. Ltd., Rep. by its Prop. Mukka Virukpakshalingam,
Panthini, Warangal.
51 Thota Sampath Kumar Rice Mill, Rep. by its Prop. Thota Sampath Kumar,
Ursu, Warangal.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh, Rep. by its Secretary, Food &

Agriculture (Market.,) Department, Secretariat, Hyderabad.
2 The Director of Marketing, Govt. of A.P.,Hyderabad.
3 The Agricultural Market Committee, Rep. by its Secretary, Warangal.
4 The Agricultural Market Committee, Rep. by its Secretary,Yellandu.
5 The Agricultural Market Committee, Rep. by its Secretary, Narasampet.
6 The Agricultural Market Committee, Rep. by its Secretary, Hasanparthy.
7 The Agricultural Market Committee, Rep. by its Secretary, Mulugu,

Warangal.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction especially one in the nature of Writ of Mandamus declaring the action of the respondents in notifying the Rice as agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P. (Agricultural Produce and Live Stack), Markets Act 1996 is arbitrary and illegal and direct the respondents not to insist the petitioner to pay the Market Fee on the Rice milled from out paddy if necessary by granting a declaration that the rice is not an agricultural

produce within the meaning of the AP (Agricultural Produce and Live Stock) Markets Act 1966.

**Counsel for the Petitioners:MR.CH.RAVINDER**

**Counsel for the Respondents 1 & 2: GP FOR AGRICULTURE**

**Counsel for the Respondents 3 to 7: MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 19247 of 2003**

Between:

Chanakya Parboiled Modern Rice Mill, rep.by its Manaing Partner,

Mr.G.Gunde Rao,Bommakka Village Karimnagar Mandal, Karimnagar District,

..... PETITIONER

AND

1 The Government of Andhra Pradesh, Rep.by its

Secretary, Food&Agriculture(marketing) Department, Secretariat,

Hyderabad.

2 The Director of Marketing, Government of Andhra Pradesh, Hyderabad.

3 The Agricultural Market Committee, Rep.by its Secretary, Karimnagar,

Karimnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, direction or order particularly in the nature of Writ of Mandamus declaring the Circular No.Unit-V(1)349/2000, dated 8.8.2002 issued by Respondent No.2 herein as illegal and further hold that the levy and collection of market fee on rice as contrary to law declared by Hon'ble Supreme Court of India by its judgment reported in A.I.R. 1983 SC page 1246 (Sreenivasa General Traders Vs.State of A.P.) and violative of Section 12 of the A.P.(Agricultural produce and Livestock) Markets Act, 1966 read with Rule 74 of the A.P.(agricultural Produce and Livestock) Markets Act, 1966.

**Counsel for the Petitioner:MR.L.VENKATESHWAR RAO**

**Counsel for the Respondents 1 & 2: GP FOR AGRICULTURE**

**Counsel for respondent No.3:MRS NANDA R RAO**

**(Standing Counsel for Agricultural Market Committees)**

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**WRIT PETITION NO : 19534 of 2003**

Between:

1 Balaji Stake Rice Industries, Rep, by its Managing Partner,
Sri Machineni Sampath Rao, S/o Sri Ranga Rao, Hasanparthy,
Warangal.
2 Thota Narasiahgari Ramachandram Paddy Working, Rep. by its Partner

Sri T.Ramachandram, S/o Sri Narsaiah, C/o Thota Sampath Kumar Rice

Mill, Ursu, Warangal.
3 Thota Sampath Kumar Rice Merchant, Rep. by its Partner Sri Voruganti

Srinivasulu, S/o Ramachandram, Ursu, Warangal.
C/o Thota Sampath Kumar Rice Mill.
4 Ganesh Industries Parboiled Rice Mill, Rep. by its Managing Partner,

Sri Vodnala Mallaiah, S/o. Sri Nambaiah, Gorrekunta, Warangal.
5 Vodnala Sadanandam & Company, Rep. by its Managing Partner,
Sri Vodnala Sadanandam, S/o Mallaiah, Shivanagar, Warangal.
C/o Vijay Modern Rice Mill,
6 Hanuman Industries, Rep. by its Partner Sri Chokkarapu Narsaiah,

S/o Vykuntam, Hanamkonda, Warangal.
7 Surya Industries, Rep. by its Prop. Sri T.Sampath Kumar,

S/o Venkatarajam, Hanamkonda, Warangal.
8 Sindhu Industries, Rep. by its Partner Sri A. Venkateswar Rao,

S/o Linga Rao, Hanamkonda, Warangal.
9 Sri Dhanalaxmi Industries, Rep. by its Managing Sri P.Venkateshwar Rao,

S/o P.Linga Rao, Hanamkonda, Warangal.
10 Maheshwara Industries, Rep. by its Prop. Sri Ch.Rajaiah, S/o Shankaraiah,
Hanamkonda, Warangal.
11 Laxmi Narsimha Industries, Rep. by its Partner Sri Gottimukkala Sambaiah,

S/o Narsaiah, Hanamkonda, Warangal.
12 Rama Krishna Industries, Rep. by its Managing Partner, Sri K.Shiva Kumar,
S/o. Sri K.Kumar, Hanamkonda, Warangal.

13 Santosh Industries, Rep. by its Partner, Sri Sudershan Reddy,

S/o S.R.Reddy, Hanamkonda, Warangal.

14 Sri Raghavendra Industries, Rep. by its Partner Sri Ch.Bhanu Prakash,

S/o Nandaiah, Hanamkonda, Warangal.
15 Durga Commercial Company, rep. by its Managing Partner, Vodnala

Chandramouli, S/o. Nambaiah, Kareemabad, Warangal. C/o Vijay Laxmi

Rice & Oil Mill.
16 Gunda Muthlingam Paddy Working, Rep. by its Partner Sri G.Muthlingam,

S/o Sharabhaiah, Station Road, Warangal. C/o Pola Krishna Murthy Rice

Mill.
17 Pabba Veeranna Paddy Working, Rep. by its Managing Partner

Sri P.Veeranna, S/o Vishwanathm, Kareemabad, Warangal. C/o Thota

Chandraiah Rice Mill,
18 Lavanya Enterprises, Rep. by its Prop. Katkam Satyanarayana,

S/o K.Shivalingam, Hunter Road, Warangal.
19 Srinivasa Paddy Working, Rep. by its Partner Sri M.Venkateshwarlu,

S/o Nagabhushanam, Fort Road, Warangal. C/o Navodaya Boiled Rice Mill.
20 Navodaya Binny Rice Mill, Rep. by its Partner Sri M.Venkateshwarlu,

S/o Nagabhushanam, Madikonda, Warangal.
21 Haranatha Binny Rice Mill, Rep. by its Prop. Sri B.Kishan, S/o Eshwaraiah, Madikonda, Warangal.
22 Omkareshwara Paddy Working, Rep. by its Prop.Sri A.Satyanarayana,

S/o Narayana, Madikonda, Warangal. C/o. Omkreshwara Industries.
23 Revathi Enterprises, Rep. by its Prop.Sri Sriram Panduraiah,

S/o Satyanarayana, Madikonda, Warangal. C/o. Omkareshwara Industries,
24 Vishnupriya Enterprises, Rep. by its partner Sri Kalluri Satish Kumar,

S/o Venkateshwarlu, Madikonda, Warangal, C/o Omkareshwara Industries.
25 Lalitha Traders, Rep. by its Prop.Sri Pulluri Sammaiah, S/o Veeraiah, Madikonda, Warangal. C/o Venkateshwara Modern Rice Mill & Flour Mill,
26 Sri Venkateshwara Paddy Working, Rep. by its Managing Partner

Sri Y.Ramesh, S/o Muralaiah, Madikonda, Warangal. C/o Srinivasa Binny

Rice Mill
27 Ganapathi Industries, Rep. by its Prop.Sri GVP Chakravarthy,

S/o Shankaraiah,Madikonda, Warangal.
28 Padmavathi Traders, Rep. by its Prop. G.Padmavathi,

W/o GVP Chakravarthy, Madikonda, Warangal. C/o Ganapathi Industries.
29 Sri Vigneshwara Industries, Rep. by its Prop. Sri E.Rajendram,

S/o Sri Upplaiah, Madikonda, Warangal.
30 Hari Krishna Rice Industries, Rep. by its Managing Partner, Sri Volam

Rajeshwar Rao, S/o Rajashekar, Kesamudram, Warangal.
31 Sri Bhagyalaxmi Industries, Rep. by its Prop. Sri Eega Nageshwar Rao,

S/o Bikshapathy,Kesamudram, Warangal.
32 Gopi Krishna Industries, Rep. by its Prop. Volam Chandrasekar Rao,

S/o Baswarajam, Kesamudram, Warangal.
33 Sri Venkateshwara Rice Mill, Rep. by its Prop Sri T.Venkateshwarlu,

S/o Narsaiah, Kesamudram, Warangal.
34 Sai Krishna Trading Company, Rep. by its Prop.Sri V.Narender Reddy,

S/o Krishna Reddy, C/o Sri Krishna Industries, Kesamudram, Warangal.
35 Dhanalaxmi Binny Modern Rice Mill, Rep. by its Prop Sankapalli Swarupa

Rani, W/o Venkata Reddy, Kesamudram, Warangal.
36 Srinivasa Industries, Rep. by its Prop. Sri Ch.Laxman Rao, S/o Narayana, Kesamudram, Warangal.
37 Sri Thirumala Binny Rice Mill, Rep. by its Managing Partner,

Smt.T.Savitri, W/o T.Pullaiah, Kesamudram, Warangal.

38 Om Sai Industries, Rep. by its Managing Partner, Sri Challa Srinivas Reddy, S/o Ram Reddy, Kesamudram, Warangal.
39 Mahalaxmi Industries Rep. by its Prop. Sri Challamcharla Rama Rao,

Sri Narayana, Kesamudram, Warangal.
40 Vishnu RiceMill, Rep. by its Partner Beeravalli Satyanarayana Reddy, S/o. Sri B.Narasimha Reddy, Kesamudram, Warangal.
41 Ramakrishna Binny Rice Mill, Rep. by its Prop. Sri Eerasani Satyanarayana

Reddy, S/o E.Ramachandra Reddy, Kesamudram, Warangal.
42 Dhatrhi Rice Industries, Rep. by its Managing Partner Sri Thatikonda

Pullaiah, S/o. Mallaiah,, Kesamudram, Warangal.
43 Madhava Rice & Flour Mill, Rep. by its Prop. Sri Singirikonda

Ramanjaneyulu, S/o. Sri Narayana, Narsampet, Warangal.
44 Vigneshwara Industries, Rep. by its Partner Sri Dubba Ramesh,

S/o Sri Venkataiah, Narsampet, Warangal.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh, rep., by its Secretary, Food & Agriculture (Marketing) Department, Secretariat, Hyderabad.
2 The Director of Marketing, Government of Andhra Pradesh, Hyderabad.
3 The Agricultural Market Committee, Rep. by its Secretary, Warangal, Warangal District.
4 The Agricultural Market Committee, Rep. by its Secretary, Hasanparthy, Warangal District.
5 The Agricultural Market Committee, Rep. by its Secretary,

Kesamudram, Warangal District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ order or direction especially one in the nature of Writ of Mandamus declaring the action of the respondents in notifying the Rice as agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P., (Agricultural Produce and Live Stock) Markets Act 1966 is arbitrary and illegal and direct the respondents not to insist the petitioners to pay the Market Fee on the Rice milled from out Paddy if necessary by granting a declaration that the rice is not an agricultural produce within the meaning of the AP (Agricultural produce and Live Stock) Markets Act 1966.

**Counsel for the Petitioners:MR.CH.RAVINDER**

**Counsel for the Respondents1 and 2: GP FOR AGRICULTURE**

**Counsel for Respondent No.3:MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 20009 of 2003**

Between:

M/s. Sri Sitaramanjaneya Rice Mill, Rep by its Managing Partner Mr. U.Umamaheswara Rao, TALLAPUDI - 534 341, West Godavari District.

..... PETITIONER

AND

1 The Govt. of Marketing of A.P., Rep by its Secretary, Food and Agriculture (Marketing) Dept., Secretariat, Hyderabad.
2 The Director of Marketing, Govt. of A.P., BRKR Buildings, Hyderabad.
3 The Agricultural Market Committee, Rep by its Secretary, Gopalapuram, West Godavari Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate, Writ declaring that the action of the respondents in notifying the Rice as Agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P. Agricultural (Produce & Live Stock) Markets Act, 1966, is arbitrary and illegal, and direct the respondents not to insist the petitioners to pay the market fee on the rice milled from out of paddy, if necessary by granting a declaration that Rice is not an agricultural produce within the meaning of the A.P. Agricultural (Produce & Live Stock) Market Act, 1966.

**Counsel for the Petitioner:MR.P.BALAJI VARMA**

**Counsel for the Respondents 1 and 2 : GP FOR AGRICULTURE**

**Counsel for Respondent No.3:MR POSANI VENKATESWARLU**

**(Standing Counsel for Agricultural Market Committees)**

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**WRIT PETITION NO : 20132 of 2003**

Between:

Raghuram Superfoods Private Limited, Rep: by its Managing Director
(Exporters and Manufacturers of Best Quality Sortex Rice) 12-98/5, Srinivasa

Nagar,Director: Nagubandi Ranga, S/o. Rama Murthy R/o. Kodad, Nalgonda District

..... PETITIONER

AND

1 The Government of A.P., Rep: by its Secretary, Food and

Agricultural(Marketing ) Department, Secretariat Buildings, Hyderabad.
2 The Director of Marketing, Government of Andhra Pradesh
BRKR Buildings, Tankbund Road, Hyderabad.
3 The Agricultural Market Committee Rep. by its Secretary
Kodad, Nalgonda District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, Order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondents in notifying the rice as Agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P., Agricultural(Produce & Live Stock) Market Act,1966 , as illegal, arbitrary and consequently direct the respondents not to insist the petitioners to pay the market fee on the rice milled from out of paddy if necessary by granting a declaration that Rice is not an agricultural produce within the meaning of the A.P. Agricultural (Produce & Live Stock) Market Act 1966.

**Counsel for the Petitioner:MR.M.E.CHANDRA SEKHAR**

**Counsel for the Respondents 1 and 2 .: GP FOR AGRICULTURE**

**Counsel for Respondent No.3:MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 20219 of 2003**

Between:

1 Sri Venkateswara Binny Rice Mill, Rep.by its Prop.Sri Thallada Ambarish,
Mahabubabad, Warangal.
2 M/s. Srinivasa Industries, Rep.by its prop. S/o. Thallada Ambarish,

S/o. Narsaiah, Anantharam, Warangal.
3 Jagadamba Rice Mill, Rep.by its Partner Brij Gopal, S/o.Hari Kishan,
Mahabubabad, Warangal.
4 Gallada Industries, Rep.by Managing Partner, G.Govind Narayan,

S/o. Mangilal, Mahabubabad, Warangal.
5 Sri Padmaja Industries, Rep.by its Managing Partner,
Sri Jangala Narsimha Rao, S/o. Narayana, Mahabubabad, Warangal.
6 Sri Sai Industries, Rep.by its Prop. V. Ekambaram, S/o. Venkataiah,
Mahabubabad, Warangal.

7 Sri Venkataramanna Modern Rice Mill, Rep.by its Prop. Sri J. Sridhar,

S/o. Rajeshwar Rao, Mahabubabad, Warangal.

8 Sri Laxmi Binny Rice Mill, Rep.by its Partner Thallada Venkanna,

S/o. Narsaiah, Mahabubabad, Warangal.
9 Venu Madhav Binny Rice Mill, Rep.by its Managing Partner,

L. Venkateswarlu,S/o.Vardhaiah, Anantharam, Warangal.
10 Sri Bhargavi Industries, Rep.by its prop. V.Jagan Mohan Reddy,

S/o.Buchireddy, Anantharam, Warangal.
11 Teja Traders, Rep.by its Partner Smt. Satyavathi, W/o. Venkanna,
Mahabubabad, Warangal.
12 Sri Durga Trading Company, Rep.by its Managing Partner,
Y. Dhanunjaya, S/o. Anantharamu, Mahabubabad, Warangal.
13 Om Modern Rice Mill, Rep.by its Prop. Om Narayan, S/o. Mangilal,
Mahabubabad, Warangal.
14 Naveen Traders, Rep.by its Prop. Akula Jagannadham, S/o. Narsaiah,
Mahabubabad, Warangal.
15 Laxmi Enterprises Modern Rice Mill, Rep.by its Prop. J. Om Narayan,

S/o. Rajaram, Mahabubabad, Warangal.
16 Sri Durga Mallikarjuna Rice Mill, Rep.by its Partner R. Krishna,

S/o. Veeraiah, Mahabubabad, Warangal.
17 Balaji Enterprises, Rep.by its Prop. S. Kishore, S/o. Janardhan,
Mahabubabad, Warangal.
18 Soma Seetharama Rao, Rep.by its Prop. S. Seetharama Rao,

S/o. Viswanatham, Mahabubabad, Warangal.
19 Sri Laxminarsimha Traders, Rep.by its Prop. J. Narasimha Rao,

S/o. Narayana, Mahabubabad, Warangal.
20 Muralikrishna Rice Mill, Rep.by its Prop. Gorantla Satish, S/o. Narayana,
Mahabubabad, Warangal.
21 Sri Uma Maheswari Rice Mill, Rep.by its Prop. Sri P. Somaiah,

S/o. Sri Ramaiah, Thorrur, Warangal District.
22 Kesava Traders, C/o. Maheswara Rice Mill, Rep.by its Prop. B. Venkataiah,
S/o. Lingaiah, Fort Road, Warangal.
23 Dhanyalaxmi Traders, Rep.by its Prop. Gande Suraiah,
S/o. Veeraiah, Raja Rice Mill, Fort Road, Warangal.
24 Sri Venkateshwara Traders P.W., Rep.by its Partner Kailasa Sekhar,
S/o. Narayana, C/o. Sivaleela Industries, Mogilicherla, Warangal.
25 Lakshminarayana Swamy Traders, Rep.by its Partner Sri G. Bhaskar,
C/o. Raju Rice Mill, S/o. Suraiah, Fort Road, Warangal.
26 Sapthagiri Traders, Rep.by its Managing Partner, C/o. Raju Rice Mill,

Fort Road, Warangal.

…PETITIONERS

AND

1 The Govovernment of A.P., rep.by its Secretary,
Food & Agriculture (Marketing) Department, Secretariat, Hyderabad.

2 The Director of Marketing, Government of A.P., Hyderabad.
3 The Agricultural Market Committee, rep. by its Secretary, Warangal District.
4 The Agricultural Market Committee, rep.by its Secretary, Mahabubabad, Warangal District.
5 The Agricultural Market Committee, rep.by its Secretary, Thorrur, Warangal District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction especially one in the nature of Writ of Mandamus declaring the action of the respondents in notifying the rice as agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P.(Agricultural produce and Live Stock) Markets Act, 1966 is arbitrary and illegal and direct the respondents not to insist the petitioners to pay the Market Fee on the Rice milled from out paddy if necessary by granting a declaration that the rice is not an agricultural produce within the meaning of the A.P. (Agricultural produce and Live Stock) Markets Act 1966.

**Counsel for the Petitioners:MR.CH.RAVINDER**

**Counsel for the Respondents 1 & 2: G.P.FOR AGRICULTURE**

**Counsel for Respondents 3 to 5:MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

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**WRIT PETITION NO : 20803 of 2003**

Between:

1 M/s.Adivaraha Industries rep., by its Partner, Koleti Lingamurthy, r/o Gothaminagar, Godavarikhani, Karimnagar District.
2 M/s.Saikrishna Modern Rice Mill, rep., by its Managing Partner Pulluri

Madhusudhan Rao, s/o Narayana Rao, R/o Godavarikhani, Karimnagar

District.
3 M/s.Satya Sai Industries, rep., by its Managing Partner P.Srinivas,

S/o Shankaraiah, R/o Godavarikhani, Karimnagar District.
4 M/s.Sri Seetharamanjaneya B.M.R.M.,rep., by its Managing Partner,

Goli Shyamsunder Reddy, S/o Ramana Reddy, Godavarikhani, Karimnagar

District.
5 M/s.Umamaheswara Industries, rep., by its Managing Partner,

Goli Shyamsunder Reddy, S/o Ramana Reddy, Godavarikhani, Karimnagar

District.
6 M/s.S.R.R.Industries rep., by its Partner Cheruku Sudhakar Reddy,

S/o Ranga Reddy, R/o Godavarikhani, Karimnagar District.
7 M/s.Janaki Traders rep., by its Partner B.Devaiah s/o Narayana
R/o Godavarikhani, Karimnagar District.
8 M/s.Muralikrishna Industries, rep., by its Partner G.Anjaneyulu,

S/o Lingaiah, R/o Godavarikhani, Karimnagar
9 Sri Sai Ram Industries, rep., by its Partner B.Ravinder, S/o Veeraiah,
R/o Godavarikhani, Karimnagar
10 M/s.Shiva Sai Industries rep., by its Managing Partner K.Laxminarayana,

S/o Chinnaiah, R/o Godavarikhani, Karimnagar District.

..... PETITIONERS

AND

1 Government of A.P., rep., by its Food & Agricultural, (Marketing)

Department, Secretariat, Hyderabad.
2 The Director of Marketing, Govt., of A.P., Hyderabad.
3 The Agricultural Market Committee, Peddapalli, Karimnagar District., rep.,

by its Secretary.
4 The Agricultural Market Committee, Manthani, Karimnagar District, rep.,

by its Secretary.
5 The Agricultural Market Committee, rep., by its Secretary, Huzurabad,

Karimnagar District
6 The Agricultural Market Committee, , rep., by its Secretary
Karimnagar District, Jammikunta.
7 The Agricultural Market Committee, rep., by its Secretary,
Karimnagar District, Karimnagar
8 The Agricultural Market Committee, Jagatial, Karimnagar District rep., by

its Secretary.
9 The Agricultural Market Committee, Gangadhara Karimnagar District rep.,

by its Secretary.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ or order or direction, especially one in the nature of Writ of Mandamus- i) declaring that, rice is not an agricultural produce and therefore item-2 of Schedule-II of the A.P. (Agricultural Produce and Livestock) Markets Act 1966 and therefore not in accordance with Sec.2(l) of the Act and strike down Item-2 of Schedule-II of the

Act; ii)to declare that, Stopping or otherwise obstructing the movement of Rice by the respondents at the check posts or any other place, demanding and collecting Market Fee from the petitioners is illegal and beyond the scope of Rule-75 and not in accordance with Section-12 of the Act.

**Counsel for the Petitioner:MR.K.VASUDEVA REDDY**

**Counsel for the Respondents 1 & 2:G.P.FOR AGRICULTURE**

**Counsel for the Respondents 3 to 9.: MRS.NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

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**WRIT PETITION NO : 20879 of 2003**

Between:

1 Sri Surya Chandra Food Industries, Conts:Maruthi Modern Rice Mill, rep.by its Managing Partner Vagulla Rudra Prabhakar Chowdary,

S/o. Venkata Rao, H.No.19-4-2, Mandapeta Village & Mandal, E.G.District.

2 M/s.Krishna Teja Food Products, Whitener Polished Silky Raw Rice

Suppliers & Exports, rep.by Partner Vanka Prasada Rao, S/o. Venkata Rao

D.No.2-120, Gummileru Village, Alamuru Mandal, E.G.District.

..... PETITIONERS

AND

1 The Govt., of A.P., Rep. by its Secretary,
Food & Agriculture (Mktg.II) Department, Secretariat Building, Hyderabad.
2 The Director of Marketing, Government of A.P., Hyderabad.
3 The Agricultural Market Committee, Rep. by its Secretary
Alamuru, East Godavari District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of writ of mandamus declaring that action of the respondents in notifying the rice agricultural produce for the purpose of levy of Market fee under the provision of A.P. (Agricultural Produce and Livestock) Markets Act, 1966 is illegal, arbitrary and unjust and further declare that rice is not an agricultural produce and consequently direct the respondents not to stop or otherwise obstruct the movement of rice at the check posts or any other place for collection of market fee from the petitioners.

**Counsel for the Petitioners:MR.K.GANI REDDY**

**Counsel for the Respondents 1 and 2 : GP FOR AGRICULTURE**

**Counsel for Respondent No.3:MR K.MADHAVA REDDY**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 23382 of 2003**

Between:

1 Sri Laxmi Srinivasa Binny Rice Mill, Rep. by its Managing Partner,

Sri Vajinapalli Chandramouli, S/o. Sri Lachaiah,
Thorrur, Warangal District.

2 Sri Padma Priya Industries Binny Rice Mill, Rep. by its Partner Vemula

Babji, S/o Satyanarayana, R/o.Nellikudur Mandal, Warangal District.

3 Saibaba Traders, C/o.Sai Krishna Binny Rice Mill, Rep. By its Managing

Partner Sri Md.Anwar,S/o Md.Yakub, R/o. Thorrur, Warangal District.

4 Sri Swamy Binny Rice Mill, Rep. by its Prop. T.Seshagiri Rao,

S/o.Veerabhadra Rao,R/o. Thorrur, Warangal District.

5 Sai Ganesh Binny Rice Mill, Rep. by its Prop. Kariapati Raju, S/o.Appaiah,
R/o.Fathepuranm, Thorrur Mandal, Warangal District.

6 M/s.Surya Industries Rice Mill, rep. by its Managing Partner,
Uppala Venkateshwarlu, S/o Somaiah, R/o Maripeda, Warangal Dist.

7 Satya Sai Industries, Rep. By its Partner Prathapani Veerabhadram,

S/o Somaiah, R/o. Maripeda, Warangal District.

8 M/s.Laxmi Vasavi Binny Modern Rice Mill, rep. by its Prop. Uppala

Nageswara Rao,S/o Ramaiah, R/o. Maripeda, Warangal District.

9 Nagalaxmi Industries, rep. by its Prop. P. Ramanadham, S/o. Narayana,
R/o. Narsampet, Warangal District.

10 Someshwara Industires, Rice Mill, Rep. byi its Managing Partner,
Masheeti Sudhakar, S/o.Somaiah, R/o.Cheeta Koduru Village, Jangaon,

Warangal District.

11 Annapurna Traders, C/o.Laxmi Narayana Modern Rice Mill, Rep. by its

Managing Partner, Gade Chandraiah, S/o. Venkataveeraiah, R/o. Jangaon,

Warangal Distrsict.

12 Sree Devi Industries, rep. by its Prop. M.Venkataiah, S/o. Pullaiah,
R/o. Jangaon, Warangal District.

13 Vamshi Krishna Traders, C/o.Laxmi Parboiled Rice Mill, Rep. by its

Managing Partner, Pajjuri Jayahari, S/o.Muralimanohar, R/o.Jangaon,
Warangal District.

14 S.V.R.Industries, rep. by its Prop. Smt. Ch. Madhavi, W/o. Rajender Reddy,
R/o.Jangaon, Warangal District.

15 Satya Sai Traders, C/o.Padmavathiu Industries, rep. by its Managing Partner

B.Pandu, S/o. Jagannadham, R/o.Jangaon, Warangal District.

16 Meenakshi Traders, C/o.Ganesh Modern Rice Mill, Rep. by its Partner,

Oruganti Anjaneyulu, S/o.Jagannadham, R/o.Jangaon, Warangal District.

17 Sri Durga General Merchant, C/o. Ganesh Modern Rice Mill, Rep. by its

Partner Mariyala Venkanna, S/o. Pullaiah, R/o.Jangaon, Warangal District.

18 Vani Traders, C/o.Shivashankar Binny Rice Mill, rep. by Partner Gampa

Nagaraju, S/o. Sitharamulu, R/o.Jangaon, Warangal District.

19 Vindya Traders, Rep. by its Prop. Sriram Narasimha Rao,

S/o.Sri Janardhan, R/o.Mahabubabad, Warangal District.

20 Jayalakshmi Traders, Rep. by its Partner Smt.Sriram Saraswathi,

W/o.S.Narasimha, R/o.Mahabubabad, Warangal District.
21 Vijaya Rice Dealer, Rep. by its Prop. Bethi Venkatarajam, S/o.Rajaram, C/o Thota Chandraiah Rice Mill, R/o. Kareemabad, Warangal District.
22 M/s.Sri Lalitha traders, C/o. Rajarejeswa Modern Rice Mill, Rep.by its

Managing Partner, Ch. Srinivas, S/o. Ramulu, R/o. Cherial, Warangal District.

23 Tirumala Enterprises, C/o. Veerabhadra Swamy Binny Rice Mill Rep.by its

Prop. Bujja Someswara Rao, S/o. Narsaiah, R/o. Wardhannapet, Waranngal

District.
24 M/s. Dattasai Binny Rice Mill, Rep.by its Managing Partner,

M. Bikshapathi, S/o. Chantaiah, R/o. Arvapalli Village, Hasanparthy, Warangal District.

..... PETITIONERS

AND

1 The Government of A.P. rep. by its Secretary, Food & Agriculture (Marketing) Department, Secretariat, Hyderabad.
2 The Director of Marketing, Govt. of A.P.,Hyderabad.
3 The Agricultural Market Committee, Rep. by its Secretary, Thorrur, Warangal District.
4 The Agricultural Market committee, Rep. by its Secretary. Jangaon, Warangal District.
5 The Agricultural Market Committee, Rep. by its Secretary, Narsampet, Warangal District.
6 The Agricultural Market Committee, Rep. by its Secretary, Mahabubabad, Warangal District.
7 The Agricultural Market Committee, Rep. by its Secretary, Hasanparthy, Warangal District.
8 The Agricultural Market Committee, Rep.by its Secretary, Cheriyal, Warangal District.
9 The Agricultural Market Committee, Rep.by its Secretary, Wardhannapet, Warangal District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction especially one in the nature of Writ of Mandamus declaring the action of the respondents in notifying the Rice as agricultural produce

for the purpose of levy of Market Fee under the provisions of the A.P.(Agricultural Produce and Live Stock) Markets Act 1966 is arbitrary and illegal and direct the respondents not to insist the petitioners to pay the Market Fee on the Rice milled from out Paddy if necessary by granting a declaration that the rice is not an agricultural produce within the meaning of the AP (Agricultural Produce and Live Stock) Markets Act 1966.

**Counsel for the Petitioners:MR.CH.RAVINDER**

**Counsel for the Respondents 1 and 2 : GP FOR AGRICULTURE**

**Counsel for Respondents 3 to 9: MRS.NANDA R. RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 23391 of 2003**

Between:

1 Ch. Jaganadha Rao, S/o. Nagabhushanam,
Gopal Traders, Madhira, Khammam District.
2 Vanama Venugopal Rao, S/o. Rama Rao,
Sri Ramakrishna Rice and General Merchants Madhira, Khammam District.
3 Vanama Neelima Vijaya Lakshmi, W/o. Kiran Kumar,
Vanama Traders, Madhira, Khammam District.
4 Kambhapati Ramaseshaiah, S/o. Satyanarayana,
M/s. Kambhampati Ramaseshaiah and Co., Madhira, Khammam District.
5 Chede Venkatesh Rao, S/o. Chede Subbaiah,
Sri Sai Balaji Rice and Commission Merchants, Madhira,
Khammam District.

..... PETITIONERS

AND

1 The Govt. of A.P. rep by Secretary, Food and Agricultura
(Marketing Dept) Secretariat, Hyderabad - 22.
2 The Director of Marketing, Government of A.P.,
Hyderabad.
3 The Agricultural Market Committee, Rep by its Special Grade Secretary,
Madhir, Khammam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to 1) to declare that rice is not an agricultural produce and therefore item 2 of Schedule-II of the A.P. (Agricultural Produce and Livestock) Markets Act, 1966 is bad in law and

ultra vires Section 2 (1) of the act and strike down item 2 of Schedule II of the Act; 2) of the Act and strike down item 2 of Schedule Ii of the Act; (2) to declare that stopping or otherwise obstructing the movement of rice by the respondents at the check posts or any other place, demanding and collecting Market Fee from the petitioners is illegal, and beyond the scope of Rule 75 and ultravires Section 12 of the Act and (3) to declare that action of the respondent herein in not issuing export permit books to the petitioners mill as required under Bye-law 24(B) of the Bye-laws framed under section 34 of the A.P. Agricultural (Produce and Livestock) Market Act, 1966 by issuing any appropriate writ, direction or order appropriate in the circumstances of the case.

**Counsel for the Petitioners:MR.A.RAJASEKHAR REDDY**

**Counsel for the Respondents 1 and 2: GP FOR AGRICULTURE**

**Counsel for Respondent No.3:MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

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**WRIT PETITION NO : 23676 of 2003**

Between:

1 Jai hanuman Parbloiled Rice Mill, Rep.by its Managing Partner, G.Anantha

Ramulu, S/o.Lalaiah, Nagunur, Karimnagar District.

2 Neerajakshmi Traders, Grains and General Merchants,
C/o.Vayunandana paraboiled Paddy unit Rep. by its Partner, Todpurooni

Sudkahar, S/o.Jaganatham,Choppadandi, Karimnagar District.

3 M/s.Venkateshwara Industries Rep. by its Managing Partner, Kolluri

Anandam, S/o. Hanumaia, Choppadani, Karimnagar District.

4 M/s.Sri Kanyaka Parameshwari Trading Co., Rep. by its Managing Partner,

Paladugula Balanna, S/o.Venkataiah, Keshavapatnam, Karimnagar District.

5 M/s.Kanakadurga Trading Co., C/o.M/s.Krishna and Co., Rice and Oil Mill
Rep. by its Managing Partner, Gajula Venkateshwarlu,
S/o.Narayana, Keshavapatnam, Karinagar District.

6 Sri Krishna Industries, Rep. by its Managing Partner, Neerumallu Tirupathi,

S/o. Venkataiah, Keshavapatnam, Karimnagar District.

... PETITIONERS

AND

1 The Government of Andhra Pradesh, Rep. by its Secretary,
Food and Agriculture (Marketing) Department, Secretariat, Hyderabad.
2 The Director of Marketing, Government of Andhra Pradesh,
Hyderabad.
3 The Agricultural Market Committee, Rep. by its Secretary,
Karimnagar, Karimnagar District.
4 The Agricultural Market Committee, Rep. by its Secretary,
Choppadandu, Karimnagar District.
5 The Agricultural Market Committee, Rep. by its Secretary,
Shankarapatnam, Karimnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction especially one in the nature of Writ of Mandamus declaring the action of the respondents in notifying the Rice as agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P.(Agricultural Produce and Live Stock) Markets Act 1966 is arbitrary and illegal and direct the respondents not to insist the Petitioners to pay the Market Fee on the Rice milled from out Paddy if necessary by granting a declaration that the rice is not an agricultural produce within the meaning of the AP (Agricultural Produce and Live Stock) Markets Act 1966.

**Counsel for the Petitioner:MR.CH.RAVINDER**

**Counsel for the Respondents 1 & 2: G.P.FOR AGRICULTURE**

**Counsel for Respondents 3 to 5:MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 23685 of 2003**

Between:

1 Sri Jyothi Traders, C/o.Sri Jyothi Binny Rice Mill,
Warangal District
2 Nagasai Traders, C/o. Srinivasa Binny Rice Mill,
Cherial, Warangal District
3 Nagarjuna Traders, c/o. Nagarjuna Binny Rice Mill,
Cherial, Warangal District
4 Sri Parameswara Binny Rice Mill, rep.by its Managing Partner
Nethi Narayana Cherial, Warangal District
5 Sri Sivani Sankar Binny Rice Mill, rep.by its Managing Partner
Vecherani Cherial, Warangal District

..... PETITIONERS

AND

1 The Govt.of A.P.,rep.by its Secretary Food & Agricultural

(Marketing)Department, Secretariat, Hyderabad
2 The Director of Marketing, Government of Andhra Pradesh,Hyderabad
3 The Agricultural Market Committee, rep.by its Secretary,Cherial,Warangal

District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ order or direction especially one in the nature of writ of Mandamus declaring the action of the respondents in notifying the Rice as agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P.(Agricultural produce and live stock) Markets Act 1966 is arbitrary and illegal and direct the respondents not to insist the petitioners to pay the Market Fee on the Rice milled from out paddy if necessary by granting a declaration that the rice is not an agricultural produce within the meaning of the AP (Agricultural Produce and Live stock) Markets Act 1966.

**Counsel for the Petitioner:MR.CH.RAVINDER**

**Counsel for the Respondents 1 and 2 : GP FOR AGRICULTURE**

**Counsel for Respondent No.3:MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

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**WRIT PETITION NO : 24021 of 2003**

Between:

1 M/s. Mellachervu Kashinadham Paddy and Groundnut rice mill 9-27/A,

Kodad Nalgonda District, rep., by Mellacheruvu Kashinadham S/o.

Chandraiah
2 M/s Gayathri Enterprises, Paddy and Rice General Rep., by Sri Yada Ranga

Rao S/o. Venkaiah,Merchants, Ananthagiri, Kodad, Nalgonda District

..... PETITIONERS

AND

1 Secretary to Government, Food & Agriculture, Govt. of A.P. [Marketing]

Department, Secretariat, Hyderabad
2 The Director of Marketing, Government of A.P., Hyderabad
3 The Agricultural Market Committee, Kodad, Rep., by its Secretary
Nalgonda District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction especially one in the nature of Writ of Mandamus declaring the action of the respondents in notifying the Rice as Agricultural produce for the purpose of levy of market fee under the provisions of the A.P.[Agricultural produce and live stock] Markets Act 1966 is arbitrary and illegal and direct the respondents not to insist the petitioners to pay the Market fee on the Rice Milled from out paddy if necessary by granting a declaration that the rice is not an agricultural produce within the meaning of the A.P.[Agricultural Produce and Live Stock]Markets Act 1966.

**Counsel for the Petitioners:MR.M.SURENDER RAO**

**Counsel for the Respondents 1 and 2 : GP FOR AGRICULTURE**

**Counsel for Respondent No.3:MR.N.RAMACHANDRA RAO**

**(Standing Counsel for Agricultural Market Committees)**

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**WRIT PETITION NO : 24808 of 2003**

Between:

1 Sri Chennakesava Swamy Danyam & Pilvai, Rep. by its Prop. Sri Nalivela

Mogili, S/o. Muthaiah, C/o Sri Sai Krishna Binny Rice Mill Fort Road,

Warangal

2 Sri Sambasiva Parboiled Industries, Rep. by is Managing Partner
Sri P. Sudhakar S/o Siva Rajaiah, Aged 36 years, Mustiyal, Cherial,
Warangal District

3 Sri Raghavendra Traders, Rep. by its Managing Partner
Sri P. Rajkumar S/o Kumaraiah, Aged 27 years, C/o Tarakaprabhu Industries
Novpet, Warangal, Warangal District

4 Kalpataruvu Traders Rep. by its Prop. Omprakash Vittal
S/o Hanumath Prasad, aged 57 years, C/o Kartikeya Traders,
Fort Road, Warangal

5 Shanmukha Paddy working, Rep. by its prop. N. Sampath Kumar,
S/o Aagaiah, aged 40 years, Rayaparthi, Warangal

6 Ramakrishna Binny Rice Mill, Rep. by its Managing Partner
Sri N. Chandramouli s/o Mallaiah, aged 48 years, Rayaparthi, Warangal

7 Sri Dhanalakshmi Binny Rice Mill, Rep. by its Managing Partner,
Sri R. Narsaiah S/o Buchaiah, aged 48 years, Torrur, Warangal District

8 Navyasai Traders, Rep. by its Partner Sri Laxminarayana
S/o Nagabhushanam, aged 62 years, Cherial, Warangal District

..... PETITIONERS

AND

1 The Government of Andhra Pradesh, Rep. by its Secretary,
Food and Agriculture (Marketing) Department, Secretariat, Hyderabad

2 The Director of Marketing, Government of Andhra Pradesh, Hyderabad

3 The Agriculture Market Committee, Rep. by its Secretary, Warangal,

4 The Agriculture Market Committee, Rep. by its Secretary, Torrur, Warangal

District.
5 The Agriculture Market Committee, Rep. by its Secretary,
Cherial, Warangal District .....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ Order or direction especially one in the nature of Writ of mandamus declaring the action of the respondents in notifying the Rice as agricultural produce for the purpose of levy of market Fee under the provisions of the A.P.(Agricultural Produce and Live Stock) Markets Act 1966 is arbitrary and illegal and direct the respondents not to insist the petitioners to pay the Market Fee on the Rice milled from out Paddy if necessary by granting a declaration that the rice is not an agricultural produce within the meaning of the A.P. (Agricultural Produce and Live Stock) Markets Act 1966 which is illegal and bad in law.

**Counsel for the Petitioners:MR.CH.RAVINDER**

**Counsel for the Respondents 1 and 2: GP FOR AGRICULTURE**

**Counsel for Respondents 3 to 5:MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 27287 of 2003**

Between:

1 Sri Venkateswara Modern Rice Mill, Uthkoor-Luxettipet, Rep. by its

Managing Partner, Kotha Venkateswarlu, S/o.Sathaiah, R/o.Uthkoor-

Luxettipet, Adilabad District.
2 Srinivasa Rice Mill, Uthkoor-Luxettipet, Rep.by Managing Partner, Nalmas

Kanthaiah, S/o. Jaggaiah,R/o.Uthkoor-Luxettipet, Adilabad District.
3 Sri Balaji Modern Rice Mill Uthkoor-Luxettipet, Rep. by its Managing

Partner, Narendula Sudarshan, S/o.Rajalingam, R/o.Uthkoor-Luxettipet,

Adilabad District.
4 Sri Rama Chandra Modern Rice Mill Uthkoor-Luxettipet, Rep. by its

Managing Partner, T.Krishna Reddy, S/o.Ratnakar Rao, R/o.Uthkoor-

Luxettipet, Adilabad District.
5 Sri Venkateswara Industries, Theelgalpad, Rep. by its Managing Partner,

Kotha Jaya Prakash, S/o.Sattaiah, R/o.Mancherial, Adilabad District.
6 Sri Venkateswara Rice Mill, Mancherial, Rep. by its Managing Partner,

M.Chandrasekhar, S/o.Shankaraiah, R/o.Mancherial, Adilabad District.
7 Sri Vaishnavadevi Rice Mill, Mancherial, Rep. by its Managing Partner,

Suresh Prakash Agarwal, S/o.Satyanarayana, R/o.Mancherial, Adilabad

District.
8 Thirumala Rice Mill, Mancherial, Rep. by its Managing Partner,

V.Bhikashapathi, S/o.Raja Ram, R/o.Mancherial, Adilabad District.
9 Balaji Agro Industries, Mancherial, Rep. by Managing Partner, Ashok

Kumar Ladda, S/o.Thulsiram, R/o.Mancherial, Adilabad District.
10 Dayal Agro Industries, Kyathenpalli, Rep. by Managing Partner, Hanuman

Das Ladda, S/o.Thulsiram, R/o.Mancherial, Adilabad District.
11 R.R.Rice Mill, Theegalpad, Rep. by its Managing Partner, Ravikanth

Suryanarayana, S/o.Rajaiah, R/o.Mancherial, Adilabad District.
12 Thirumala Rice mill, Theegalapad, Rep. by its Managing Partner, Gunda

Damoder,S/o.Shankaraiah, R/o.Mancherial, Adilabad District.
13 Ramanjaneya Modern Rice Mlll, Theegalapad, Rep. by its Managing

Partner, R.Kishan, S/o.Rajaiah, R/o.Mancherial, Adilabad District.
14 Dhanalakshmi Agro Industries, Indram, Rep. by its Managing Partner,

M.Srinivas, S/o.Shankaraiah, R/o.Mancherial, Adilabad District.

15 Om Manikanta Rice Mill, Bellampalli, Rep. by its Managing Partner,

M.Ratnakar, S/o.Laxmaiah, R/o.Bellampalli, Adilabad District.
16 Siddivinayaka Rice Mill, Bellampalli, Rep. by its Managing Partner,

Bala Ramesh, S/o.Balaiah, R/o.Bellampalli, Adilabad District.
17 Sainath Agro Industries, Theegalpad, Rep. by its Managing Partner,

Ch.Vaikuntam, S/o.Shankaraiah,R/o.Mancherial, Adilabad District.
18 Sri Srinivasa Rice Mill, Kagaznagar, Rep. by Managing Partner,

Ch.Sathyanarayana, S/o.Ratnaiah,R/o.Kagazanagar, Adilabad District.
19 Kalyani Modern Rice Mill, Kosini, Rep. by its Managing Partner,

Ch.Sudhakar, S/o.Shankaraiah, R/o.Kagazanagar, Adilabad District.
20 Sai Ram Modern Rice Mill, Sirpur( T), Rep. by its Managing Partner, Thota

Nagabushanam, S/o.Mallaiah, R/o.Sirpur (T), Adilabad District.
21 Suguna Rice Mill, Kagaznagar, Rep. by its Managing Partner, Aayub,

S/o.Yakub, R/o.Kagaznagar, Adilabad District.
22 Radhakrishna Traders, Mancherial, Rep. by its Managing Partner, K.Kumara

Swamy, S/o.Kistaiah, R/o.Mancherial, Adilabad District.
23 Venkateswara Industries, Boyapalli, Rep. by itsManaging Partner,

S.Venugopal, S/o.Satyanarayana, R/o.Bellampalli, Adilabad District.

24 Sri Krishna Modern Rice Mill, Hajipur, Rep. by its Managing Partner,

G.Gouraiah, S/o.Mallesham, R/o. Hajipur, Adilabad District.
25 Thirumala Modern Rice Mill, Itikial, Rep. by its Managing Partner, V.Pratap,

S/o.Ramaiah, R/o.Mancherial, Adilabad District.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh, Food and Agriculture (Marketing)

Department, Rep. by its Secretary. Secretariat, Hyderabad.

2 The Director of Marketing, Government of Andhra Pradesh, Hyderabad.

3 The Assistant Director of Marketing, Adilabad, Adilabad District.

4 The Agricultrural Market Committee, Rep. by its Secretary, Luxettipet, Adilabad District.

5 The Agricultural Market Committee, Rep. by its Secretary, Mancherial, Adilabad District.

6 The Agricultural Market Committee, Rep. by its Secretary, Bellampalli, Adilabad District.

7 The Agricultural Market Committee, Rep. by its Secretary, Kagaznagar, Adilabad District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue Writ of Mandamus or any other appropriate writ or direction declaring that the rice is not an agriculture produce and therefore Item 2 of Section 2 of Schedule II of the A.P. (Agricultural Produce and Livestock) Market Act 1966 is bad in law and ultra virus Section 2 (1) of the Act and strike down item 3 of Schedule II of the Act and to declare that stopping or otherwise obstructing the movement of rice by the respondents at the check post or any other places demanding and collecting market fee from the petitioners is illegal and beyond the scope of Rule 75 and further orders.

**Counsel for the Petitioner:MR.P.LAKSHMA REDDY**

**Counsel for the Respondents 1 and 2 : GP FOR AGRICULTURE**

**Counsel for Respondents 3 to 7:MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 1035 of 2004**

Between:

1 Rani Binny Modern Rice Mill, rep by its Prop. K.Sadananda Rao,
s/o Sambaiah, Mulugu village and Mandal, Warangal District
2 Saideva Traders, rep by its Prop. D.Rajmouli,
s/o Sambaiah, Nijampally, Regunda Mandal, Warangal District
3 Sri Lakshmi Binny Rice Mill, rep by its Managing Partner, Mr.G.Sambaiah,
s/o G.Narasaiah,GAnpurumulugu Warangal District
4 Satyanarayana Trading Company, rep by its Prop.J.RAjeswararao,
s/o Sankaraiah, GAnapur Station Post and Mandal Warangal District
5 Sri Lakshmi Industries, rep by its Managing Partner, B.Veeranarasaiah,
s/o Eshwaraiah, GAnapur Station Post and Mandal Warangal District
6 Shiva Traders, rep by its Prop. P.Sivudu,
s/o P.Krishna Murty, GAnapur Station Post and Mandal Warangal District

..... PETITIONERS

AND

1 The Government of AP, rep by its Secretary, Food & Agriculture

(Marketing) Department, Secretariat, Hyderabad
2 Government of AP, The Director of Marketing,
Hyderabad
3 The Agricultural Market Committee, rep by its Secretary, Mulugu, Warangal

District
4 The Agricultural Market Committee, rep by its Secretary,
Parkal, Warangal District
5 The Agricultural Market Committee, rep by its Secretary,
Ganpur, Mulugu, Warangal District
6 The Agricultural Market Committee, rep by its Secretary,
Ganpur Station, Warangal District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue am writ or order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in notifying the Rice as agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P.(Agricultural Produce and Live Stock) Markets Act 1966 is arbitary and illegal and direct the respondents not to insist the petitioners to pay the Market Fee on the Rice milled from out Paddy if necessary by garnting a declaration that the A.P.

(Agricultural Produce and Live Stock) Markets Act 1966.

**Counsel for the Petitioners:MR.CH.RAVINDER**

**Counsel for the Respondents 1 and 2: GP FOR AGRICULTURE**

**Counsel for Respondents 3 to 6:MR N.RAMACHANDRA RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 1293 of 2004**

Between:

The Large Sized Co-op. Society Ltd., Pochangal, Kotagiry Mandal, Nizamabad- 503 207. Rep. by its Secretary, Mr. K. Gopal Reddy.

...PETITIONER

AND

1 The Government of A.P, rep.by its Secretary, Food and Agriculture

(Marketing) Dept, Secretariat, Hyderabad.

2 The Director of Marketing, Government of A.P.
BRKR Buildings, Hyderabad.

3 The Agricultural Market Committee, Bhodan, Nizamabad District,
Rep. by its Secretary.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ declaring that the action of the respondents in notifying the Rice as Agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P. Agricultural (Produce & Live Stock) Markets Act, 1966, is arbitrary and illegal, and direct the respondents not to insist the petitioners to pay the market fee on the rice milled from out of paddy, if necessary by granting a declaration that Rice is not an agricultural produce within the meaning of the A.P. Agricultural (Produce & Live Stock) Market Act, 1966.

**Counsel for the Petitioner: MR.CHALLA.GUNARANJAN**

**Counsel for the Respondents 1 and 2: GP FOR AGRICULTURE**

**Counsel for Respondent No.3:MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

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**WRIT PETITION NO : 1463 of 2004**

Between:

1 Rajasree Traders Paddy Pilwai, rep by Partner V. Bhishmanadham, S/o Sri

Nagabhushanam, R/o Hasanparthi, Warangal District
2 Hanuman Traders, Paddy Working & General Marechants rep by its Prop

K. Satyanarayana S/o Annaiah 55 years, Yellapur, Hasanparthy Mandal

Warangal District
3 Sri Rama Traders, Paddy & Rice Working rep by Prop. Sri. D. Ramesh,

S/o Janardhanalingam 42 years Hasanparthy, Warangal District
4 Gopi Krishna Binny Rice Mill, rep by partner Sri Ch. Sudhaka

S/o Veeramallu, 37 years, Sithampet Road, Hasanparthy, Warangal District
5 Manikanta Traders, rep by Partner Sri U. Nataraj, S/o Dharmaiah 35 years

Hasanarthy, Warangal District
6 M/s. Lakshmi traders, rep by prop A. Rajaveeru S/o Sankaraiah 57 years

Erragutta, Bhimaram Warangal District
7 Haripriya Industries, rep by Partner B. Sravankumar S/o Bikshapathi 35

years, Seetampet Cross Roads, Hasanparthy, Warangal District
8 Laxmi Traders, rep by Prop. Sri. V.S. Nandam S/o Raghavulu,

R/o Hasanparthy Warangal District
9 M/s. Lakshmi Narsimha Swamy Paddy working rep by Prop.

Sri. G. Rajendram, S/o Lingaiah 45 years Hasanparthy, Warangal District
10 Sivasai Paddy & Rice Working, rep by Prop. V. Rajendram S/o Rajamouli

30 years R/o Erragutta, Bhimaram Hasanparthy, Warangal District
11 Sri Tirumala Traders, Warangal.
12 Pavan Industries, rep by Partner B. Chandrasekhar, S/o Manikayam

40 years, Hasanparthy, Warangal District
13 Sai Sri Traders, C/o Mariyapur Binny Rice Mill, rep by Prop. K. Srinivas,

S/o Narsimharamulu 32 years Bollikunta, Sangem Mandal, Warangal

District
14 Venu Rice Marketing, rep by prop. Venugopal S/o Venkataiah

R/o Yellam Bazar, Warangal District
15 Balaji Traders, C/o Sri Venkateswara Modern Rice Mill rep by

Prop A. Ravi Kumar S/o Sudhakar 30 years, Girnibavi, Duggondi Mandal,

Warangal District
16 Bhavani Traders, rep by Prop. V. balaiah S/o Laxmaiah 46 years,

R/o Cherial, Warangal District
17 Sri Balaji Binny Rice Mill Vecherni rep by Sri J. Janardhan S/o Rajesham,

26 years, R/o Cherial, Warangal District
18 S.K. Nagarjuna Traders, rep by Prop. B. Buchiramulu' S/o Byraiah 46 years,

R/o Cherial, Warangal District
19 Sri Raja Rajeswara Traders, rep by its Prop. Jilla Rajesham, 48 years R/o

Cherial, Warangal District

...PETITIONERS

AND

1 The Government of Andhra Pradesh, rep by its Secretary, Food &

Agriculture (Marketing) Department, Secretariat, Hyderabad
2 The Director of Marketing Government of Andhra Pradesh, Hyderabad
3 The Agricultural Market Committee, rep by Secretary, Warangal, Warangal

District
4 The Agriculturalr Market Committee, rep by Secretary, Hasanparthy,

Warangal District
5 The Agricultural Market Committee, rep by Secretary, Narasampet,
Warangal District
6 The Agricultural Market Committee, rep by Secretary, Cherial, Warangal

District

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction especially one in the nature of Writ of Mandamus declaring the action of the respondents in notifying the Rice as agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P. (Agricultural produce and live Stock) Markets Act 1966 is arbitrary and illegal and direct the respondents not to insist the petitioners to pay the Market Fee on the Rice milled from out Paddy if necessary by granting a declaration that the rice is not an agricultural produce within the meaning of the A.P. (Agricultural Produce and live Stock) Markets Act 1966

**Counsel for the Petitioners: MR.CH.RAVINDER**

**Counsel for the Respondents 1 & 2: GP FOR AGRICULTURE**

**Counsel for Respondents 3 to 6:MR N.RAMACHANDRA RAO**

**(Standing Counsel for Agricultural Market Committees)**

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**WRIT PETITION NO : 2103 of 2004**

Between:

1 Sai Sreenadha Rice traders, Dronadula, Prakasam District rep.by its Proprietor

B.Satyanarayana S/o.Hanumaiah R/o.Martur Mandal, Prakasam District.
2 Sambasiva Rice Traders, Dronadula, rep.by its Proprietor Pentela Ramesh

Babu, S/o.Sambaiah Martur Mandal, Prakasam District.
3 Narendra Traders, Dronadula, Prakasam District, rep.by its Prop: Popuri

Potuluraiah, S/o.Narasaiah R/o.Martur Mandal, Prakasam District.
4 Sri Srinivasa Rice Traders, Dronadula, Prakasam District rep.by its Prop: Siva

Ramaiah S/o.Suryanarayana R/o.Martur Mandal, Prakasam District.
5 Om Sai Siva Jyoti Traders, Dronadula, Prakasam District rep.by its Prop:

T.Venkat Reddy, S/o.Venkateswar Reddy R/o.Martur Mandal, Prakasam

District.
6 Sri Lakshmi Sai rice Traders, Jonnathali, Prakasam District rep.by its Prop:

K.Venkateswarlu, S/o.Babu Rao R/o.Martur Mandal, Prakasam District.
7 Sri Lakshmi Srinivasa Rice Traders,Martur, Prakasam District rep.by its Prop:

A.Satyanarayna, S/o.Raghavaiah R/o.Martur Mandal, Prakasam District.

8 Sri Bhagya Lakshmi Paddy Processing Women's ICS Ltd Mutheswaram,

Prakasam District, rep.by its President: A.Subbarathnam, W/o.Venkata

Koteswara Rao R/o.Martur Mandal, Prakasam District.
9 Gayathri Enterprises, Martur, Prakasam District, rep.by its Prop:

P.Sambasiva Rao, S/o.Subba Rao R/o.Balli Kurava Mandal Prakasam

District.
10 Sri Palavalli Prasanna Rice Mill, Vellalacheruvu Prakasam District, rep.by its

Managing Partner B.Ankamma Rao, S/o.Tirupathaiah R/o.Santhamaguluru

Mandal, Prakasam District.

...PETITIONERS

AND

1 The Government of Andhra Pradesh, rep.by its Secretary Food &

Agriculture (Marketing) Department, Secretariat, Hyderabad.
2 The Government of Andhra Pradesh, rep.by its Secretary Law and

Legislative Affairs, Secretariat, Hyderabad.
3 The Director of Marketing, Government of Andhra Pradesh

B.R.K.R.Buildings, Hyderabad.
4 The Agricultural Market Committee, Martur, rep.by its Secretary, Prakasam

District.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ of Mandamus or any other appropriate writ declaring that the action of the respondents in notifying the Rice as Agricultural Produce for the purpose of levy of Market fee under the provisions of the A.P. Agricultural(Produce & Live Stock) Markets Act, 1966, is arbitrary and illegal and direct the respondents not to insist the petitioners to pay the market fee on the rice milled from out of paddy, if necessary by granting a declaration that the Rice is not an agricultural produce within the meaning of the A.P.Agricultural (Produce & Live Stock) Market act, 1966.

**Counsel for the Petitioners: MR.Y.SUBBHA REDDY**

**Counsel for the Respondents 1 to 3: GP FOR AGRICULTURE**

**Counsel for Respondent No.4:MR.POSANI VENKATESWARLU**

**(Standing Counsel for Agricultural Market Committees)**

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**WRIT PETITION NO : 4003 of 2004**

Between:

M/s Durga Bhavani Traders rep.by its Managing Partner Mr.Sri Gade Srinivas, S/o Vishwanathan, Peddapally Road, Bommakal Village & Mandal, Karimnagar District.

**...PETITIONER**

AND

1 The Govt.of A.P. Food and Agriculture (Marketing) Department, Secretariat,

Hyderabad, Rep.by its Secretary.

2 The Director of Marketing, Government of Andhra Pradesh, Hyderabad.

3 The Agricultural Market Committee, rep.by its Secretary, Karimnagar, Karimnagar District.

**...RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue Writ of Mandamus or any other appropriate writ or direction declaring that the rice is not an agriculture produce and therefore item 2 of section 2 of Schedule II of

the A.P. (Agricultural produce and Livestock) Market Act 1966 is bad in law and ultravires section 2(1) of the Act and strike down item 3 of Schedule II of the Act and to declare that stopping or otherwise obstructing the movement of rice by the respondents at the check post or any other places demanding and collecting market fee from the petitioner is illegal and beyond the scope of Rule 75 and further orders as the Hon'ble Court deem fit and proper in the facts and circumstances of the case

**Counsel for the Petitioner: MR.G.RANA PRATAP**

**Counsel for Respondents 1 and 2:G.P.FOR AGRICULTURE**

**Counsel for the Respondent No.3: MRS.NANDA R. RAO**

**(Standing Counsel for Agricultural Market Commttees)**

**WRIT PETITION NO : 4935 of 2004**

Between:

1 M/s.Uma Enterprises, rep. by its Managing Partner, Sri Konda Raghuram,

S/o.Pattabiramulu,R/o.Karkhanaggadda, Karimnagar, Karimnagar District.
2 M/s.Anjaneya Enterprises, C/o.Laxmi Industries, rep. by its Managing

Partner, Sri Konda Raghuram, S/o.Pattabiramulu,
Industrial Estate, Ramnagar, Karimnagar-2.
3 Uma Industries, rep. by its Managing Partner, Sri Konda Raghuram,

S/o.Pattabiramulu,Sadashivapally, Karimnagar.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh, Food and Agriculture, (Marketing)

Department), Secretariat, Hyderabad, Rep. by its Secretary.
2 The Director of Marketing, Government of Andhra Pradesh, Hyderabad.
3 The Agricultural Market Committee, rep. by its Secretary, Karimnagar,

Karimnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ of mandamus or any other appropriate writ or direction declaring that the rice is not an agriculture produce and therefore item 2 of Section 2 of Schedule II of the A.P. (Agrl produce and livestock) Market Act 1966 is bad in law and ultra virus Sec. 2(1) of the Act and strike down item 3 of Schedule II of the Actand to declare

that stopping or otherwise obstructing the movement of rice by the respondents at the check post or any other places demanding and collecting market fee from the petitioners is illegal and beyond the scope of rule 75.

**Counsel for the Petitioners:MR.G.RANA PRATAP**

**Counsel for the Respondent Nos.1 & 2: GP FOR AGRICULTURE**

**Counsel for Respondent No.3:MR MSK RANGA RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 6881 of 2004**

Between:

1 M/s.Rajaram Srigopal, 7-2-171, 172 & 173, Main Road, Hissam Gunj,

Secunderabad, Represented by its Sri Gopal Chandak, Partner.
2 M/s.Jaksani Krishna Murthy & Son, 7-3-111/6, S.K.P.Market, Hissam

Gunj, Secunderabad, rep. by Sri Jaksani Krishna Murthy, Proprietor.
3 M/s.J.K.Corporation, Sri J.Balaji, Proprietor, 7-3-110/11, S.K.P.Market,

Hissam Gunj, Secunderabad, rep. by his father Sri Jaksani Krishna Murthy.

**...PETITIONERS**

AND

1 The Agricultural Market Committee, Hyderabad, represented by Selection

Grade Secretary and Assessing Authority, having its office at Hyderabad.
2 The State of Andhra Pradesh, represented by its Secretary, Foods and

Agricultural Department, Secretariat Building, Hyderabad.

**...RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to grant order, direction or writ, more so in the nature of writ of mandamus declaring the action of the respondents in notifying rice as an agricultural produce for the purpose of levy of market fee under the provisions of A.P.Agricultrural (Produce & Live Stock) Markets Act, 1966, and the action of the first respondent in seeking to apply rule 74

amended by G.O.Ms.No.459 dated 30-12-2002 to the case of the petitioners for the period from April, 2002 to August, 2002 as illegal, arbitrary and violative of the Provisions of the A.P.Agricultural (Produce & Live Stock) Markets Act, 1966, the principles of Natural Justice and Article 14 of the Constitution of India and consequently to direct the respondent not to insist upon the petitioners to pay market fee on rice, by declaring that the rice is not an agricultural produce within the ambit of A.P.Agricultural (Produce & Live Stock) Markets Act, 1966, and further set aside the order and demand notice of the first respondent dated 8-3-2004.

**Counsel for the Petitioners: MR.R.RAGHUNANDAN**

**Counsel for the Respondents: G.P. FOR AGRICULTURE**

**WRIT PETITION NO : 7085 of 2004**

Between:

1 Gayatri Rice Traders, C/o. Mallikarjuna Binny Rice Mill,
rep. by its Prop. K. Raju, S/o. Rajamouli, aged 28 years, Parakala (Village)

and (Mandal), Warangal District.

2 M/s. Virat Industries, Rep. by its Managing Partner,
V. Jaisankar, S/o. Rajaiah, aged 44 Years, Parkal(village) & (Mandal)

3 Sri Datta sai Industries, Rep. by its Partner E. Koteswara Rao,
S/o.Kamalakar Rao, aged 37 years, Ashoknagar (V) & (P)) Khanpur

Mandal, Warangal District.

4 Saikrishna Industries Rep. by its Managing Partner,
P. Ravinder Reddy, S/o. Lakshma Reddy, aged 38 Years, Gurigala (Village)
Chinnaraopet Mandal, Warangal District.

5 Lalitha Trading Company, rep. by its Partner,
K. Mohan S/o. Ramaiah, aged 28 Years, Budaraopet, Khanapur Mandal,

Warangal District.

6 Raghavendra Industries, rep. by its Partner, T. Srinivas, S/o. Somaiah,

Age 34 Years, Mangalvaripet, Khanapur Mandal, Warangal District.

7 Santhoshimatha Binny Rice Mill, rep. by its Partner T. Lakshmanarao,
S/o. Chokka Rao, aged 35 Years, Village Panthini, Vardhannapet Mandal,
Warangal District.

8 Sri Surya Tradining Company, rep. by its Propritor, B. Chandrasekhar,

S/o. Venkatappaiah, Aged 57 Years, Mahaboobabad, Warangal District.

9 Sri Balaji Traders, rep. by its Partner, M. Kamalakar, S/o. Rangaiah, aged

52 Years, Mahaboobabad, Warangal District.

10 Sri Vasavi Traders, rep. by its Partner, J. Venkanna, S/o. Lachaiah aged 43

Years, Mahaboobabad, Warangal District.

11 Sandeep Traders, rep. by its Partner, Yada Ramarao,

S/o. Mahalakshmaiah, aged 43 Years, Mahaboobabad, Warangal District.
12 Srinivasa Enterprises, rep. by its Partner, B. Srinivas S/o. Sattaiah, aged 44

Years, Mahaboobabad Warangal District.
13 Sri Raghavendra Traders, rep. by its Partner, V. Srinivas, S/o. Venkataiah,

aged 47 years, Mahaboobabad, Warangal District.
14 Vani Binny Modern Rice Mill, rep. by its Propritor, K. Sadananda Rao,

S/o. Sambaiah, aged 45 Years, Mulug (Village ) & (Mandal) Waranagal

District.
15 Pranavi Trading Company, C/o. Sathyasai Binny Rice Mill, rep. by its

Proprietor, U. Ravinder, S/o. Beeraiah, aged 30 Years, Chalpur Village,

Ghanpur Mulug Mandal, Warangal District.
16 Balaji Rice and Oil Mill, rep. by its Propritor M. Ravinder, S/o. Narasiah,

aged 51 Years, Narasampet, Warangal District.

...PETITIONERS

AND

1 The Government of Andhra Pradesh, rep. by its Secretary,
Food & Agriculture (Marketing ) Department, Secretariat, Hyderabad.
2 The Director of Marketing, Government of Andhra Pradesh, Hyderabad.
3 The Agricultural Market Committee, rep. by its Secretary, Parakal,

Warangal District.
4 The Agricultural Market Committee, rep. by its Secretary, Narasampet,

Warangal District.
5 The Agricultural Market Committee, rep. by its Secretary, Mulug, Warangal

District.
6 The Agricultural Market Committee, rep. by its Secretary, Mahaboobabad,

Warangal District.
7 The Agricultural Market Committee, rep. by its Secretary, Vardhannapet,

Warangal District.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction especially one in the nature of Writ of Mandamus declaring the action of the respondents in notifying the Rice as agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P. (Agricultural Produce and Live Stock) Markets Act 1966 is arbitrary and illegal and direct the respondents not to insist the petitioners to pay the Market Fee on the rice milled from out Paddy if necessary by granting a declaration that the rice is not an agricultural

produce within the meaning of the AP (Agricultural produce and Live Stock) Markets Act 1966.

**Counsel for the Petitioners: MR.CH.RAVINDER**

**Counsel for the Respondents 1 & 2: GP FOR AGRICULTURE**

**Counsel for Respondents 3 to 7:MR.N.RAMACHANDRA RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 7464 of 2004**

Between:

Mohan Vamsi Traders, represented by its Proprietor Smt.Y.Sarala, W/o Y.Krishna Murthy, R/o 1/16, Patha Kadapa, Kadapa.

..... PETITIONER

AND

1 The Government of Andhra Pradesh, rep.by its Secretary, Food and

Agriculture (Marketing) Dept. Secretariat, HYderabad.
2 The Director of Marketing, Government of Andhra Prdesh, BRKR Buildings, Hyderabad.
3 The Agricultural Market Committee, Kadapa, rep.by its Secretary.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in notifying rice as agricultural produce for the purpose of levy of market fee under the provisions of the Andhra Pradesh (Agricultural Produce and Live Stock) Markets Act, 1966 is arbitrary and illegal and direct the respondents not to collect any market fee on the rice from the petitioner/ seller either by demand or by way of obstructing the lorries at check posts and other vehicles carrying rice in the District, if necessary declaring that the rice is not an agricultural produce within the meaning of the Andhra Pradesh (Agricultural Produce and Live Stock) Markets Act, 1966

**Counsel for the Petitioner: MR.ARIFULLA**

**Counsel for the Respondents 1 & 2: G.P.FOR AGRICULTURE**

**Counsel for Respondent No. 3: MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 7691 of 2004**

Between:

1 M/s.Sri Raghavendra Trading Co.,rept. by its partner, B.Ramesh

S/o.Shankaraiah, R/o.Medak.
2 M/s.Sri Raja Rajeshwari Binny Modem Rice Mill, rep.by its

Prop.B.Nagaram, S/o.Jagadishwar, R/o.Medak.
3 M/s. Sri Dhanalaxmi Industries, rept. by its Partner Lakshman

S/o.Bhoomaiah, R/o.H.Ghanpur, Medak Dist.
4 M/s. Bhawani Bunny Rice Mills, rept. by its partner G.Ravinder

S/o.Krishna Rao, R/o.Machavaram (V), Ramayampet (M), Medak.

5 M/s.Bhanodhaya Binny Modern Rice Mill, rept.by Sri. Prasad

Rao.S/o.Sambaiah, R/o.Laxminagar, Kothapally, Papannapet (M),

Dist.Medak.
6 M/s.Sreenivasa Binny Modern Rice Mill, rept. by Sri.K.Durgaiah,

S/o.Krishna Murthy, R/o.Laxminagar, Papannapet (M),Medak Dist.
7 M/s.Sri Ambica Binny Modern Rice Mill, rept.by its Partner Suresh

S/o.Narsimloo, R/o.Laxminagar,Papannapet, (M), Medak Dist.
8 M/s.Sri Ramakrishna Binny Modern Rice Mill, rep.by its Partner

Prabhakar S/o.Venkatesh, R/o.Laxminagar, Papannapet (M),Medak Dist.
9 M/s.Sri Durga Binny Rice Mill, rept. by its partner, Sreenivasa

Rao,S/o.Suraiah, R/o.Laxminagar, Medak Dist.
10 Sri Venkata Ramana Binny Modern Rice Mill, rept. by its Partner

Nagabhushanam S/o.Chandraiah, R/o.Chegunta, Medak Dist.
11 Sri Satyanarayana Swamy Binny Modern Rice MIll, rep.by its Partner

Poshadri S/o.Anjaiah, R/o.Karnalpally, Medak Dist.
12 Sri Balaji Modern Rice Mill, rept. by its Goli Eashaiah, S/o.Neelaiah,

R/o.Chegunta, Medak Dist.
13 Sri.Bhavathi Binny Modern Rice Mill, rep. by M.Venu S/o.Shankaraiah,

R/o.Chegunta, Medak Dist.
14 Staya Sai Traders, rept. by T.Lingam, S/o.Shankaraiah,
R/o.Chegunta, Medak Dist.

15 M/s. Sai Ram Binny Modern Rice Mill, rept. by M.Venkat Rajaiah,

S/o.Yadagiri Goud, R/o.Makkarajpet, Medak Dist.
16 M/s.Sri Srinivasa Binny Modern Rice Mill, rept. by E.Laxman,

S/o.Chandraiah, R/o.Bonal Medak Dist.
17 M/s.Ramakrishna Traders, rept. by S.Nagesh, S/o.Muthaiah,

R/o.Chandaipet, Medak.
18 M/s.Jayakrishna Traders, rept. by B.sudershan Rao, S/o.B.Balrajaiah, R/o.Chegunta, Medak Dist.
19 M/s. Dhanya Laxmi Traders, rept.by K.Laxminarasaiah, S/o.V.Rajaiah, R/o.Chegunta, Medak Dist.

...PETITIONERS

AND

1 The Govt. of A.P.Food & Agrl.(Marketing) Dept., Secretariat, Hyderabad.
2 The Director of Marketing Govt. of A.P. Hyderabad.
3 The Agricultural Market Committee, Medak rept. by its Secretary.
4 The Agricultural Market Committee, Ramayampet, Medak Dist.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any appropriate writ of Mandamus or any other writ, direction, declaration or order by declaring that the rice is not an Agriculture produce, item 2 of sec. 2 of sch.II of A.P.(Agrl.proce and livestock) market Act 1966 as illegal, arbitrary, discriminatory, unreasonable, unjust, without jurisdiction of opposed to public policy, violating of Article 14, 21 of Constitution of India and also violative principles of natural justice and ultravires of Sec.2 (1) of the Act and strike down item 2 of sch.II of the Act and issue consequential directions to the respondents, not to stop/obstruct/restrict the vehicle movements of Rice at the check-posts or any other place in the name of demanding and collecting market fee from the petitioners as its is beyond the Act.

**Counsel for the Petitioners: MRK.M.MAHENDER REDDY**

**Counsel for the Respondents 1 & 2: GP FOR AGRICULTURE**

**Counsel for Respondents 3 & 4: MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 10515 of 2004:**

Between:

1 Srinivasa Binny Rice Mill, represented by its Prop.P.Srinivas,

S/o Sri Muthaiah, Lingagiri Village, Chennaraopet Mandal,

Warangal District.
2 Lalitha Trading Company, rep.by its Prop.K.Mohan,

S/o Sri Ramaiah, Eudaraopet Village, Khanapur Mandal,

Warangal District.
3 Vijayalakshmi Industries, rep.by its Prop.Sri G.Vijay Kumar,

S/o Sri Sankaralingam, Parkal Village and Mandal,

Warangal District.
4 Sri Raja Rajeswara Traders, C/o Sravan Kumar Mini Modern

Rice Mill, Rep.by its Prop.Sri D.Suresh, S/o Sri Rajaram,

aged 42 years, Parkal Village and Mandal,
Warangal District.
5 Visweswara Rice Mill, rep.by its Managing Partner

Sri E.Ramesh, S/o Sri Viswanatham, Karimabad,

Warangal District. ..... PETITIONERS

AND

1 The Government of Andhra Pradesh, rep.by its Secretary,

Food & Agriculture (Marketing) Dept. Secretariat, Hyderabad.
2 The Director of Marketing, Government of Andhra Pradesh, Hyderabad.
3 The Agricultural Market Committee, Narsampet, represented

by its Secretary, Warangal District.
4 The Agricultural Market Committee, Parkal rep.by its Secretary,

Warangal District.
5 The Agricultural Market Committee, Warangal, rep.by its Secretary.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction especially one in the nature of Writ of Mandamus declaring the action of the respondents in notifying the Rice as agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P.(Agricultural Produce and Live Stock) Markets Act 1966 is arbitrary and illegal and direct the respondents not to insist the petitioners to pay the Market Fee on the Rice milled

from out Paddy if necessary by granting a declaration that the rice is not an agricultural produce within the meaning of the A.P.(Agricultural Produce and Live Stock) Markets Act 1966.

**Counsel for the Petitioners: MR.CH.RAVINDER**

**Counsel for the Respondents 1 & 2: GP FOR AGRICULTURE**

**Counsel for Respondents 3 to 5:MR N.RAMACHANDRA RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 12213 of 2004:**

Between:

1 Kanumuri Srinivasa Rao, s/o Krishnaiah,
Ravipadu Road, Narsaraopet, Guntur District.
2 Vutukuri Venkata Nagaraja Kumar, s/o Venkata Satyanarayana,
Narasaraopet, Guntur District.
3 Maram Mallikharjuna Rao, s/o Prakasa Rao,
Kesanupalli Village, Narsaraopet Mandal, Guntur District.
4 Edara Seetharavamma, w/o Venkateswarlu,
Satuluru Village, Nadendla Mandal, Guntur District.

..... PETITIONERS

AND

1 State of AP rep., by its Secretary, Food and Agricultural (Marketing)

Department, Secretariat, Hyderabad.
2 State of A.P., rep., by its Secretary, Law and Legislative Affairs,
Secretariat, Hyderabad.
3 The Director of Marketing, Govt., of A.P., Hyderabad.
4 The Commissioner, Commercial Taxes, Hyderabad.
5 The Secretary, Agricultural Marketing Committee, Narsaraopet,

Guntur District. .....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction, more particularly a writ of mandamus declaring the action of respondents in notifying rice as agricultural produce for the purpose of levy of market fee under the provisions of A.P. Agricultural (Produce and Live Stock) Markets Act, 1966, is arbitrary, illegal and direct the respondents not to insist petitioners to pay market fees on rice milled from out of paddy, if necessary by granting a declaration that rice is not an agricultural produce within meaning of A.P. Agricultural (Produce of Live Stock) Markets Act, 1966

**Counsel for the Petitioners: MR.K.VENKATESWARLU**

**Counsel for Respondents 1 to 3:G.P.FOR AGRICULTURE**

**Counsel for Respondent No.4:G.P.FOR COMMERCIAL TAXES.**

**Counsel for the Respondent No.5: MR.K.MADHAVA REDDY**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 12442 of 2004:**

Between:

M/s Chenna Radhakrishna Murthy & Co., Ravinuthala village, Bonekel Mandal, Khammam District, rep. by its Partner Sri Chenna Rama Rao.

..... PETITIONER

AND

1 Govt. of Andhra Pradesh, rep. by Secretary, Law & Legislative Affairs, Hyderabad.
2 Government of Andhra Pradesh, rep. by Secretary, Food & Agriculture (Marketing) Dept, Secretariat, Hyderabad.
3 The Director of Marketing, Government of Andhra Pradesh, Hyderabad.
4 The Agriculture Market Committee, Khammam, rep. by its Special Grade Secretary, Khammam.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to declare the action of the respondents in identifying rice as agriculture produce for purpose of levy of market fee under the provisions of A.P. Aricultural (Produce & Live Stock) Markets Act 1966 as arbitrary and illegal by issuing appropriate writ of mandamus or direction and further direct the respondents not to insist the petitioner to pay market fee on rice milled out of paddy, by granting a declaration that rice is not an agricultural produce within the meaning of A.P. Agricultural (Produce & Live Stock) Markets Act 1966

**Counsel for the Petitioner: MR.M.V.S.SURESH KUMAR**

**Counsel for the Respondents 1 to 3: GP FOR AGRICULTURE**

**Counsel for Respondent No.4:MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

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**WRIT PETITION NO : 13732 of 2004:**

Between:

Sri. Venkateswara Rice Mill, rep. by its Proprietor K. Srinivasulu,
R/o. Thumadu Jurugumali Mandal, Prakasam District.

..... PETITIONER

AND

1 State of A.P., rep. by its Secretary to Govt, (Food and Agril) Marketing

Dept., Secretariat, Hyd.
2 Agricultural Market Committee, rep. by its Secretary,
Singarayakonda, Prakasam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ Order or direction more particularly in the nature of writ of Mandamus declaring the action of the respondents in notifying in the nature of writ of Mandamus declaring the action of the respondents in notifying the Rice as agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P (Agrl Produce and Live Stock) Markets Act 1966 is arbitrary and illegal and direct the respondents not to insist the petitioner to pay the Market fee on the Rice

milled from out paddy if necessary by granting a declaration that the rice is not an agricultural produce within the meaning of the A.P. Agricultural ( Produce & Live Stock) Markets Act 1966 .

**Counsel for the Petitioner: MR.SAI GANGADHAR CHAMARTY**

**Counsel for the Respondent NO.1 : GP FOR AGRICULTURE**

**Counsel for Respondent No.2 :**

(Standing Counsel For Agricultural Market Committees)

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**WRIT PETITION NO : 14466 of 2004:**

Between:

1 Ambati Venkata Narasimhulu VI-46, R.R. Street

Pancharatna Rice Mill, Madanapalle 517325, rep by its
A.V.Narasimhulu, s/o. A.V. Rangaiah Gupta proprietor aged 53 years.
2 V.R. Kishor Kumar, Tirumala Modern Rice Mill E-10

Industrial Estate, Madanapalle rep by its prop.
V.R. Kishor Kumar s/o. V.K. Raghupathi aged 36 years.
3 Sri Venkateswara Modern Rice Mill 15-1-26, Industrial

Esta Masdanapalle, rep by its B.Sathyanarayana
S/o. Muniswamy Chetty age 62 years
4 R.Krishna Murthy, Wholesale Food Grains, Oil, and

Oil Seeds XV-1-26Industrial Estate, Madanapalle rep

by its prop K. Krishna Murthy aged 52 years.

5 Vamsi Krishna Modern Rice Mill E-9, Industrial Estate

Madanapalle rep by its Prop P.Sreenivasulu
S/o. P.Govindappa aged 44 years
6 Sri Rajeswari Rice and Flour Mill, Whoe Sale Food Grain

Dealership 2-242, Kadiri Road, Mandanapalle
rep by its prop V.L. Bhaskar Reddy aged 44 years.
7 Bhagyalakshmi Rice Mill IV-I-A Kadiri Road Madanapalle

rep by Prop D.S.Kishore Kumar,
S/o. D.R.Sundar Raj aged 38 years.
8 Sri Bhagyalakshmi Modern Rice Mills, Wholesale,

Food Grains Dealers IV-1-A, Kadiri Road, Madanapalle
rep by its Prop. S.Mallikarjuna Reddy aged 40 years.
9 M/s S.Krishna Reddy, Bhagyalakshmi Rice Mill IV-1A

Kadiri Road, Madanapalle, rep by its Prop.
S.Krishan Reddy aged 65 years.
10 Sri Ganesh Modern Rice Mill B-11 Industrial Estate

Madanapalle, rep by its P.Jayanarayana Reddy
aged 40 years.
11 Sri Lalitha Traders B-21 Industrial Estate Madanapalle,

rep by its Prop. B.Laitha, aged 36 years.
12 Sri Balaji Modern Rice Mill Plot No.B-23

Industrial Estate, Madanapalle, rep by Partner
M.P. Ram Kumar, aged 43 years.
13 M/s Sri Annapurana Modern Rice Mill Plot No.6, Industrial

Estates Extensions, Madanapalle rep by its Partner
T.Venkatarathnam Chetty aged 52 years.

..... PETITIONERS

AND

1 The State of AP rep by its Secretary to Govt.,

(Food and Agrl.,) Marketing Department, Secretariat, Hyderabad.
2 The Director of Marketing Govt., of A.P., Hyderabad.
3 The Agricultural Marketing Committee rep by its Secretary, Madanapalle, Chittoor District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of writ of mandamus declaring the Rice is not notified agricultural produce within the meaning of AP (Agricultural Produce and Live Stocks) Markets Act 1966 and the Collection of market fee from Rice Miller-Sellers in respect of rice sold to their party purchasers without notice enquiry and on the basis of circular of 2nd respondent Unit No.V (i) 349/2002 dt.8.7.2002 by misuse of check posts for the said purpose is illegal and without jurisdiction.

**Counsel for the Petitioners: MR.P.JAGADISH CHANDRA PRASAD**

**Counsel for the Respondents 1 and 2: GP FOR AGRICULTURE**

**Counsel for Respondent No.3:MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

**WRIT PETITION NO : 16383 of 2004:**

Between:

Karimnagar Rice Depot, Rep. by its Proprietor Sri Mohd, Yousuf, s/o Mohd Ahmed, R/o H.No. 7-3-15, Kashmirgadda, Raithu Bazaar, Karimnagar, Karimnagar District.

..... PETITIONER

AND

1 The Director of Marketing, Government of Andhra Pradesh,
B.R.K.R. Building, Near Tank Bund, Hyderabad.
2 The Agricultural Market Committee, Karimnagar,
rep. by its Selection Grade Secretary, Karimnagar, Karimnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the impugned notice vide proceedings No. M.C. (C)1/2004-05/449 dated 25-6-2004 issued by the 2nd respondent as illegal, arbitrary and unjust and consequently quash the same

**Counsel for the Petitioner: MR.CH.RAVINDER**

**Counsel for the Respondents No.1 & 2 : GP FOR AGRICULTURE**

**WRIT PETITION NO : 20185 of 2004:**

Between:

1 Maheswari Rice Millers, rep., by its Managing Partner Garlapati Yadaiah,

s/o Venkataiah, Survey No.54, Chintapalligudem, Sheriguda,

Ibrahimpatnam, R.R.District.
2 Maheswari Para Boiled Mills Pvt.Limited, rep., by its M.D.,

Garlapati Yadaiah, s/o Venkataiah, Chintapalligudem,

Sheriguda, Ibrahimpatnam, R.R.District.
3 Pavan Traders, rep., by its Proprietor Sri Pavan Kumar,

s/o Sampath Kumar, Plot No.8, Karmanghat,

Saroornagar Mandal, R.R.District.
4 M/s. Sai Krishna Rice Millers, rep., by its Partner

Garlapati Swarna Kumar, s/o Yadaiah, Shop Nos.9-6-77,

Sultanvihar, Chowtuppal, R.R.District.

..... PETITIONERS

AND

1 The Government of A.P., rep., by its Secretary, Food & Agrl.

(Mktg.) department, Secretariat, Hyderabad.

2 The Director of Marketing, Government of Andhra Pradesh, Hyderabad.

3 The Agricultural Market Committee, Hyderabad rep., by its

Selection Grade Secretary, Malakpet, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction mostly one which is in the nature of a writ of mandamus declaring that rice is not an agricultural produce and therefore item 2 of Schedule It is submitted that of the A.P.(Agricultural Produce and Livestock) Markets Act, 1966 and therefore not in accordance with Sec.2(1) of the act and strike down item 2 of Schedule-It is submitted that of the Act and further declare that stopping or otherwise obstructing the movement of rice by the respondents at the check posts or any other place demanding and collecting market fee from the petitioners is illegal and beyond the scope of Rule 75 and not in accordance with Sec.12 of the Act

**Counsel for the Petitioners: MR.P.VEERA REDDY**

**Counsel for the Respondents 1 and 2: GP FOR AGRICULTURE**

**Counsel for Respondent No.3:MRS NANDA R.RAO**

**(Standing Counsel for Agricultural Market Committees)**

**The Court made the following;**

**COMMON ORDER :** (Per Sri Bilal Nazki, ACJ)

These writ petitions raise the same question of law and fact, which were raised in writ petition No.18977 of 2002 and batch, which were decided by a Division Bench of this Court. Therefore, these writ petitions are disposed of in terms of the directions given in writ petition No.18977 of 2002 and batch.

_____ BILAL NAZKI, ACJ

Dt: 24.6.2005

_____ G.CHANDRAIAH, J

ajr

N.B.

Office shall place the copy of this order in each bundle, after the signatures of their Lordships.

To

1. The Secretary, Government of Andhra Pradesh, Food & Agriculture

(Marketing) Department, Secretariat, Hyderabad,
2. The Director of Marketing, Government of Andhra Pradesh, Hyderabad.

3. The Secretary, State of A.P., Law and Legislative Affairs,

Secretariat, Hyderabad.
4. The Director of Marketing, Govt., of A.P., Hyderabad.
5. The Commissioner, Commercial Taxes, Hyderabad.
6. The Secretary, Agricultural Market Committee, Medak.
7. The Agricultural Market Committee, Ramayampet, Medak District.

8. The Secretary, Agricultural Market Committee, Siddipet, Medak District.
9. The Agricultural Market Committee, Dubbaka, Medak District.

10. The Agricultural Market Committee, Thouguta, Medak District.

11. The Secretary, Agricultural Market Committee, Alamuru, East Godavari

District,

12. The Secretary, Agricultural Market Committee, Anaparthi,

East Godavari District,

13. The Secretary, Agricultural Marketing Committee, Jammikunta,

Karimnagar District

14. The Secretary, Agriculture Market Committee Bhimdole, West Godavari

District.

15. The Secretary, Agricultural Market Committee Palakol, West Godavari

District.

16. The Secretary, Agriculture Market Committee, Choutuppal, Nalgonda

District.

17. The Secretary, Agricultural Market Committee, Rajahmundry.

18. The Secretary, Agricultural Market Committee, Warangal.

19. The Secretary, Agricultural Market Committee, Yellandu.

20. The Secretary, Agricultural Market Committee, Narasampet.

21. The Secretary, Agricultural Market Committee, Hasanparthy.

22. The Secretary, Agricultural Market Committee, Mulugu

23. The Secretary, Agricultural Market Committee, Karimnagar,

Karimnagar District.

24. The Secretary, Agricultural Market Committee, Kesamudram, Warangal

District.

25. The Secretary, Agricultural Market Committee, Gopalapuram,

West Godavari Dist.

26. The Secretary, Agricultural Market Committee, Kodad, Nalgonda District

27. The Secretary, Agricultural Market Committee, Mahabubabad, Warangal

District.

28. The Secretary, Agricultural Market Committee, Thorrur, Warangal District.

29. The Secretary, Agricultural Market Committee, Peddapalli, Karimnagar.

30. The Secretary, Agricultural Market Committee, Manthani, Karimnagar

District.

31. The Secretary, Agricultural Market Committee,Huzurabad, Karimnagar

District
32. The Secretary, Agricultural Market Committee, Jagatial, Karimnagar

District.

33. The Secretary, Agricultural Market Committee, Thorrur, Warangal District.
34. The Secretary, Agricultural Market committee, Jangaon, Warangal District.
35. The Secretary, Agricultural Market Committee, Narsampet, Warangal

District.
36. The Secretary, Agricultural Market Committee, Mahabubabad, Warangal

District.
37. The Secretary, Agricultural Market Committee, Kareemabad, Warangal

District.
38. The Secretary, Agricultural Market Committee, Cheriyal, Warangal District.
39. The Secretary, Agricultural Market Committee, Wardhannapet, Warangal

District.

40. The Special Grade Secretary, Agricultural Market Committee, Madhir,

Khammam District.

41. The Secretary, Agricultural Market Committee, Choppadandu, Karimnagar

District.
42. The Secretary, Agricultural Market Committee, Shankarapatnam,

Karimnagar District.

43. The Secretary, Agricultural Market Committee, Luxettipet, Adilabad

District.
44. The Secretary, Agricultural Market Committee, Mancherial, Adilabad

District.
45. The Secretary, Agricultural Market Committee, Bellampalli, Adilabad

District.
46. The Secretary, Agricultural Market Committee, Kagaznagar, Adilabad

District.

47. The Assistant Director of Marketing, Adilabad, Adilabad District.
48. The Secretary, Agricultural Market Committee, Parkal, Warangal District
49. The Secretary, Agricultural Market Committee, Ghanpur, Mulugu,

Warangal District
50. The Secretary, Agricultural Market Committee, Ghanpur Station, Warangal

District

51. The Secretary, Agricultural Market Committee, Mulugu, Warangal

District

52. The Secretary, Agricultural Market Committee, Bhodan, Nizamabad

District.

53. The Secretary, Agriculturalr Market Committee,Hasanparthy,

Warangal District

54. The Secretary, Agricultural Market Committee, Narasampet,
Warangal District

55. The Secretary, Agricultural Market Committee, Martur, Prakasam

District.

56. The Secretary, Agricultural Market Committee, Mahaboobabad,

Warangal District.

57. The Secretary, Agricultural Market Committee, Vardhannapet,

Warangal District.

58. The Secretary, Agricultural Market Committee, Kadapa.

59. The Secretary, Agricultural Market Committee, Medak.

60. The Secretary, Agricultural Market Committee, Ramayampet, Medak Dist.

61. The Secretary, Agricultural Marketing Committee, Narsaraopet,

Guntur District.

62. The Special Grade Secretary, Agriculture Market Committee, Khammam,

63. The Secretary, Agricultural Market Committee, Singarayakonda, Prakasam

District.

64. The Secretary, Agricultural Marketing Committee, Madanapalle,

Chittoor District.

65. The Special Grade Secretary Agricultural Market Committee, Malakpet,

Hyderabad.

66. Two C.Cs to the Government Pleader for Agriculture, High Court

Buildings, A.P., Hyderabad (OUT)

67. CC to MR.VENKATESHWAR RAO